

Annual Administrative Code Supplement
2007 Edition

R 336.2607
Source: 1980 AACS.

R 336.2608
Source: 1997 AACS.

PART 17. HEARINGS

R 336.2701
Source: 1998-2000 AACS.

R 336.2702
Source: 1998-2000 AACS.

R 335.2703
Source: 1998-2000 AACS.

R 336.2703
Source: 1980 AACS.

R 336.2704
Source: 1980 AACS.

R 336.2705
Source: 1980 AACS.

R 336.2706
Source: 1980 AACS.

PART 18. PREVENTION OF SIGNIFICANT DETERIORATION OF AIR QUALITY

R 336.2801
Source: 2006 AACS.

R 336.2801a
Source: 2006 AACS.

R 336.2802
Source: 2006 AACS.

R 336.2803
Source: 2006 AACS.

R 336.2804
Source: 2006 AACS.

R 336.2805
Source: 2006 AACS.

R 336.2806
Source: 2006 AACS.

R 336.2807
Source: 2006 AACS.

R 336.2808
Source: 2006 AACS.

Annual Administrative Code Supplement
2007 Edition

R 336.2809
Source: 2006 AACS.

R 336.2810
Source: 2006 AACS.

R 336.2811
Source: 2006 AACS.

R 336.2812
Source: 2006 AACS.

R 336.2813
Source: 2006 AACS.

R 336.2814
Source: 2006 AACS.

R 336.2815
Source: 2006 AACS.

R 336.2816
Source: 2006 AACS.

R 336.2817
Source: 2006 AACS.

R 336.2818
Source: 2006 AACS.

R 336.2819
Source: 2006 AACS.

R 336.2823
Source: 2006 AACS.

R 336.2830
Source: 2006 AACS.

DEPARTMENT OF COMMUNITY HEALTH

DIRECTOR'S OFFICE

AUDIOLOGIST - GENERAL RULES

R 338.1
Source: 2005 AACS.

R 338.2
Source: 2005 AACS.

R 338.3
Source: 2005 AACS.

R 338.4
Source: 2005 AACS.

R 338.5
Source: 2005 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.6
Source: 2005 AACS.

R 338.7
Source: 2005 AACS.

R 338.8
Source: 2005 AACS.

R 338.9
Source: 2005 AACS.

R 338.10
Source: 2005 AACS.

R 338.11
Source: 2005 AACS.

R 338.12
Source: 2005 AACS.

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

DIRECTOR'S OFFICE

DECLARATORY RULINGS

R 338.81
Source: 2001 AACS.

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

DIRECTOR'S OFFICE

OSTEOPATHIC MEDICINE AND SURGERY—CONTINUING EDUCATION

R 338.91
Source: 1991 AACS.

R 338.92
Source: 1991 AACS.

R 338.93
Source: 1991 AACS.

R 338.94
Source: 1991 AACS.

R 338.95
Source: 1991 AACS.

R 338.96
Source: 1991 AACS.

R 338.97
Source: 1991 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.98
Source: 1991 AACS.

R 338.99
Source: 1991 AACS.

OSTEOPATHIC MEDICINE AND SURGERY

PART 1. GENERAL PROVISIONS

R 338.101
Source: 1989 AACS.

R 338.102
Source: 1991 AACS.

R 338.103
Source: 1991 AACS.

R 338.105
Source: 1991 AACS.

R 338.106
Source: 1989 AACS.

R 338.107
Source: 1989 AACS.

R 338.107a
Source: 1989 AACS.

R 338.108
Source: 1985 AACS.

R 338.108a
Source: 1998-2000 AACS.

R 338.108b
Source: 1998-2000 AACS.

R 338.109a
Source: 1990 AACS.

PART 2. ADMINISTRATIVE HEARINGS

R 338.110
Source: 1997 AACS.

R 338.111
Source: 1997 AACS.

R 338.112
Source: 1997 AACS.

R 338.113
Source: 1997 AACS.

R 338.114
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.115
Source: 1997 AACS.

R 338.116
Source: 1997 AACS.

R 338.117
Source: 1997 AACS.

R 338.118
Source: 1997 AACS.

R 338.119
Source: 1997 AACS.

R 338.120
Source: 1997 AACS.

R 338.121
Source: 1997 AACS.

R 338.122
Source: 1997 AACS.

R 338.123
Source: 1997 AACS.

R 338.124
Source: 1997 AACS.

R 338.125
Source: 1997 AACS.

R 338.126
Source: 1997 AACS.

R 338.127
Source: 1997 AACS.

R 338.128
Source: 1997 AACS.

R 338.129
Source: 1997 AACS.

R 338.130
Source: 1997 AACS.

R 338.131
Source: 1997 AACS.

R 338.132
Source: 1997 AACS.

R 338.133
Source: 1997 AACS.

R 338.134
Source: 1997 AACS.

OPTOMETRY—PUBLIC PARTICIPATION AT OPEN BOARD MEETINGS

- R 338.241**
Source: 1980 AACS.
- R 338.251**
Source: 2003 AACS.
- R 338.252**
Source: 2003 AACS.
- R 338.253**
Source: 2003 AACS.
- R 338.254**
Source: 2003 AACS.
- R 338.255**
Source: 2003 AACS.
- R 338.256**
Source: 1998-2000 AACS.
- R 338.256a**
Source: 1998-2000 AACS.
- R 338.256b**
Source: 1998-2000 AACS.
- R 338.257**
Source: 1998-2000 AACS.
- R 338.258**
Source: 1983 AACS.
- R 338.259**
Source: 1994 AACS.
- R 338.260**
Source: 1997 AACS.
- R 338.261**
Source: 1983 AACS.
- R 338.262**
Source: 1997 AACS.
- R 338.263**
Source: 1998-2000 AACS.
- R 338.264**
Source: 1997 AACS.
- R 338.265**
Source: 1998-2000 AACS.
- R 338.266**
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.267
Source: 1998-2000 AACS.

R 338.268
Source: 1997 AACS.

R 338.269
Source: 1998-2000 AACS.

R 338.271
Source: 1997 AACS.

R 338.272
Source: 1995 AACS.

R 338.273
Source: 1995 AACS.

R 338.274
Source: 1995 AACS.

R 338.275
Source: 1995 AACS.

R 338.276
Source: 1995 AACS.

R 338.277
Source: 1995 AACS.

R 338.278
Source: 1995 AACS.

R 338.279
Source: 1983 AACS.

ADMINISTRATIVE HEARINGS—OPTOMETRY

R 338.281
Source: 1997 AACS.

R 338.282
Source: 1997 AACS.

R 338.283
Source: 1997 AACS.

R 338.284
Source: 1997 AACS.

R 338.285
Source: 1997 AACS.

R 338.286
Source: 1997 AACS.

R 338.287
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.288
Source: 1997 AACS.

ONE-DAY EDUCATIONAL PROGRAMS

R 338.291
Source: 1998-2000 AACS.

R 338.292
Source: 1997 AACS.

BOARD OF REGISTRATION IN PODIATRY
SCOPE OF EXAMINATIONS FOR LICENSURE

R 338.311
Source: 1997 AACS.

R 338.312
Source: 1997 AACS.

BOARD OF PODIATRIC MEDICINE AND SURGERY
ADMINISTRATIVE HEARINGS

R 338.341
Source: 1997 AACS.

R 338.342
Source: 1997 AACS.

R 338.343
Source: 1997 AACS.

R 338.344
Source: 1997 AACS.

R 338.345
Source: 1997 AACS.

R 338.346
Source: 1997 AACS.

R 338.347
Source: 1997 AACS.

R 338.348
Source: 1997 AACS.

R 338.349
Source: 1997 AACS.

R 338.350
Source: 1997 AACS.

R 338.351

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.352

Source: 1997 AACS.

R 338.353

Source: 1997 AACS.

R 338.354

Source: 1997 AACS.

R 338.355

Source: 1997 AACS.

R 338.356

Source: 1997 AACS.

R 338.357

Source: 1997 AACS.

R 338.358

Source: 1997 AACS.

R 338.359

Source: 1997 AACS.

R 338.360

Source: 1997 AACS.

R 338.361

Source: 1997 AACS.

R 338.362

Source: 1997 AACS.

R 338.363

Source: 1997 AACS.

R 338.364

Source: 1997 AACS.

R 338.365

Source: 1997 AACS.

R 338.366

Source: 1997 AACS.

R 338.367

Source: 1997 AACS.

R 338.368

Source: 1997 AACS.

R 338.369

Source: 1997 AACS.

R 338.370

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.371
Source: 1997 AACs.

R 338.372
Source: 1997 AACs.

R 338.373
Source: 1997 AACs.

R 338.374
Source: 1997 AACs.

R 338.375
Source: 1997 AACs.

R 338.376
Source: 1997 AACs.

R 338.377
Source: 1997 AACs.

R 338.378
Source: 1997 AACs.

R 338.379
Source: 1997 AACs.

R 338.380
Source: 1997 AACs.

R 338.381
Source: 1997 AACs.

R 338.382
Source: 1997 AACs.

R 338.383
Source: 1997 AACs.

R 338.384
Source: 1997 AACs.

DIRECTOR'S OFFICE

PHARMACY

PART 1. GENERAL PROVISIONS

R 338.471a Definitions.

Rule 1a. As used in these rules:

(a) "Accredited college or school of pharmacy" means a college or school of pharmacy that is accredited by the accreditation council for pharmacy education, as provided in R 338.474(1)(a).

(b) "Board" means the board of pharmacy.

(c) "Code" means 1978 PA 368, MCL 333.1101.

(d) "Department" means the department of community health.

(e) "Electronic signature" means an electronic sound, symbol, or process attached to or logically associated with a record and executed or adopted by a person with the intent to sign the record.

An electronic signature also is a unique identifier protected by appropriate security measures such that it is only available for use

Annual Administrative Code Supplement
2007 Edition

by the intended individual and ensures non-repudiation so that the signature may not be rejected based on its validity.

(f) "Unconventional internship" means an educational program of professional and practical experience involving those pharmacy or

related pharmaceutical experiences which, by practical, on-the-job training, provide knowledge useful to the practice of the profession of pharmacy without meeting all of the criteria of a conventional internship.

History: 1979 ACS 4, Eff. Nov. 18, 1980; 1986 MR 2, Eff. Feb. 21, 1986; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.472 Prescription drugs and devices; return or exchange for resale prohibited.

Rule 2. (1) For the protection of the public health and safety, prescription drugs or devices which have been dispensed and which have left the control of the pharmacist shall not be returned or exchanged for resale.

(2) Subrule (1) of this rule does not apply to a pharmacy operated by the department of corrections or under contract with the department of corrections or a county jail that has accepted a prescription drug for resale or redispensing, as provided under section 17766d of the code.

History: 1954 ACS 37, Eff. Feb. 14, 1964; 1979 AC; 1979 ACS 4, Eff. Nov. 18, 1980; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.473 Intern licensure; eligibility; renewal; limitations.

Rule 3. (1) An applicant for a pharmacy intern license shall submit a completed application on a form provided by the department, together with the requisite fee. In addition to meeting the requirements of the code and the administrative rules promulgated pursuant thereto, an applicant shall establish that he or she is admitted to and actively enrolled in a professional program of study within an accredited college or school of pharmacy, as provided in R 338.474(1)(a).

(2) An intern shall engage in the practice of pharmacy only under the supervision of a pharmacist preceptor as defined in section 17708(1) of the code and only under the personal charge of a pharmacist.

History: 1954 ACS 37, Eff. Feb. 14, 1964; 1954 ACS 61, Eff. Feb. 16, 1970; 1954 ACS 81, Eff. Nov. 13, 1974; 1979 AC; 1979 ACS 4, Eff. Nov. 18, 1980; 1990 MR 8, Eff. Sept. 13, 1990; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.473a Interns; eligibility; limited license; qualifications; supervision; notice of position change; duties; professional and practical experience; denial, suspension, or revocation of license.

Rule 3a. (1) An individual is eligible for intern licensure at the beginning of the first professional year of study in an accredited college or school of pharmacy.

(2) Upon application and payment of appropriate fees, a limited license shall be issued by the department to qualified applicants. The limited license shall remain active while the applicant is actively pursuing a degree in an accredited college or school of pharmacy and until licensure as a pharmacist or for not more than 1 year from the date of graduation from such college or school of pharmacy, unless extended by the board upon written request of the intern.

(3) An intern shall complete not less than 1,000 hours of internship experience, 500 hours of which shall be completed during the 18 months immediately preceding the examination for pharmacist licensure. An intern working in Michigan shall hold an intern license in order to earn the hours of internship experience required in Michigan. The minimum number of hours of internship experience may be satisfied by complying with any of the following provisions:

(a) Obtaining the minimum number of hours of experience under the personal charge of a qualified, approved preceptor.

(b) Completing a board-approved, structured practical experience program within the college or school of pharmacy curriculum.

(c) Through a combination of subdivisions (a) and (b) of this subrule.

(4) When eligible, a student shall apply for licensure as an intern.

(5) Hours of internship experience shall be computed from the date of board certification as a licensed intern. In computing the hours of internship experience, all of the following provisions shall apply:

(a) Experience shall be granted only upon verification by an approved pharmacy preceptor or other person previously approved by the board.

(b) The board may grant internship experience gained in unconventional internship programs. Up to 400 hours of internship experience may be granted for such unconventional education experiences.

(c) A maximum of 40 hours of internship experience shall be granted per calendar week served by the intern.

(d) A maximum of 16 hours of non-college-sponsored internship experience shall be granted per calendar week while the intern is a full-time student in a college or school of pharmacy, except during authorized vacation periods.

(e) The board may grant credit for internship experience obtained through practice as an intern in another jurisdiction if the experience was comparable to the minimum standards set forth in these rules.

(f) The board may accept experience as a licensed pharmacist in another jurisdiction as the equivalent of internship experience.

Annual Administrative Code Supplement
2007 Edition

- (6) An intern shall be supervised by an approved pharmacist preceptor and shall, at all times, practice only under the personal charge of a pharmacist. The intern shall be responsible for verifying board approval of his or her pharmacy preceptor.
 - (7) Within 30 days, an intern also shall notify the board if he or she is no longer actively enrolled in a pharmacy degree program at an accredited college or school of pharmacy.
 - (8) Interns shall complete and submit such forms or examinations, or both, as deemed necessary by the board.
 - (9) Interns shall receive professional and practical experience in at least all of the following areas:
 - (a) Pharmacy administration and management.
 - (b) Drug distribution, use, and control.
 - (c) Legal requirements.
 - (d) Providing health information services and advising patients.
 - (e) Pharmacists' ethical and professional responsibilities.
 - (f) Drug and product information.
 - (10) Interns shall keep abreast of current developments in the internship program and the pharmacy profession.
 - (11) The board may deny, suspend, or revoke the license of an intern or may deny hours of internship for failure to comply with pharmacy law or rules relating to pharmacy practice or internship.
- History: 1954 ACS 61, Eff. Feb. 16, 1970; 1954 ACS 81, Eff. Nov. 13, 1974; 1979 AC; 1979 ACS 4, Eff. Nov. 18, 1980; 1986 MR 2, Eff. Feb. 21, 1986; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.473b

Source: 1997 AACS.

R 338.473c

Source: 1986 AACS.

R 338.473d Graduates of a non-accredited college or school of pharmacy; requirements; internship.

Rule 3d. (1) An applicant who is a graduate of a non-accredited college or school of pharmacy may be granted an intern license to comply with the requirements of R 338.473a(3) upon making application, payment of appropriate fees, and providing evidence of successful completion of the Foreign Pharmacy Graduate Examination Committee certification program administered by the National Association of Boards of Pharmacy, Foreign Pharmacy Graduate Examination Committee, 1600 Feehanville Dr., Mount Prospect, IL 60056.

(2) An intern license issued in accordance with this rule is valid for not more than 2 years from the date of issuance, unless extended by the board upon written request by the intern.

History: 1986 MR 2, Eff. Feb. 21, 1986; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.474 Pharmacist licensure; eligibility; examination.

Rule 4. (1) An applicant for licensure as a pharmacist shall submit a completed application on a form provided by the department, together with the appropriate fee. In addition to meeting the requirements of the code and the administrative rules promulgated pursuant thereto, an applicant shall comply with all of the following requirements:

(a) Have completed the requirements for a degree in pharmacy from an accredited college or school of pharmacy education approved by the board or successfully completed the Foreign Pharmacy Graduate Examination Committee certification program administered by the National Association of Boards of Pharmacy, Foreign Pharmacy Graduate Examination Committee, 1600 Feehanville Dr., Mount Prospect, IL 60056. The board adopts by reference the standards of the Accreditation Council for Pharmacy Education, 20 North Clark St., Suite 2500, Chicago, IL 60602. The standards are set forth in the documents entitled "Standards and Guidelines for Accreditation of Professional Degree Programs in Pharmacy", 8th edition, January 1995; and, the "Accreditation Standards and Guidelines for the Professional Program in Pharmacy Leading to the Doctor of Pharmacy Degree", adopted June 14, 1997, of the Accreditation Council for Pharmacy Education. Copies of the standards are available at no cost from the Council's website at <http://www.acpe-accredit.org/standards>. Copies of the guidelines also are available for inspection and distribution at cost from the Michigan Board of Pharmacy, Department of Community Health, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909.

(b) Have completed a program of internship pursuant to these rules.

(c) Pass a jurisprudence examination, approved by the board, which measures an applicant's knowledge of the rules and regulations governing the practice of pharmacy with a scaled score of not less than 75.

(d) Pass an examination, approved by the board, which measures an applicant's theoretical and practical knowledge of pharmacy with a scaled score of not less than 75.

(2) An applicant who has not achieved a passing score on either of the examinations identified in subrule (1)(c) and (d) of this rule after 6 attempts may be reexamined only after meeting the requirements set forth in R 338.474a.

History: 1954 ACS 37, Eff. Feb. 14, 1964; 1954 ACS 91, Eff. May 4, 1977; 1979 AC; 1979 ACS 4, Eff. Nov. 18, 1980;

Annual Administrative Code Supplement
2007 Edition

1988 MR 6, Eff. July 8, 1988; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.474a Licensure; reexamination.

Rule 4a. An applicant may take the examinations required by these rules on 6 separate occasions. An applicant who has not received a passing score on an examination after 6 attempts shall not take the examination a seventh or subsequent time, unless the applicant can demonstrate to the board that the applicant has complied with all of the following:

- (a) Has enrolled as a student in a pharmacy education program approved by the board.
- (b) Has taken courses which would provide a thorough review of those areas failed on the applicant's most recent examination.
- (c) Has submitted certification to the board from the pharmacy education institution that the courses have been satisfactorily completed.

History: 1979 ACS 14, Eff. Apr. 9, 1983; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.475 Licensure by endorsement; examination.

Rule 5. An applicant for licensure by endorsement shall submit a completed application on a form provided by the department, together with the requisite fee. In addition to meeting the requirements of the code and administrative rules promulgated pursuant thereto, an applicant shall satisfy both of the following requirements:

- (a) Pass an examination, approved by the board, which measures an applicant's knowledge of the rules and regulations governing the practice of pharmacy with a scaled score of not less than 75.
- (b) Satisfy those requirements in existence in this state at the time he or she was licensed in another state.

History: 1954 ACS 37, Eff. Feb. 14, 1964; 1979 AC; 1979 ACS 4, Eff. Nov. 18, 1980; 1990 MR 8, Eff. Sept. 13, 1990; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.476

Source: 1980 AACS.

R 338.477

Source: 1998-2000 AACS.

R 338.477b

Source: 1998-2000 AACS.

R 338.479

Source: 1980 AACS.

R 338.479b Noncontrolled prescriptions.

Rule 9b. (1) A prescriber who issues a prescription for a noncontrolled legend drug shall date and sign the prescription and shall ensure that the prescription contains all of the following information:

- (a) The full name of the patient for whom the drug is being prescribed.
- (b) The prescriber's printed name and address.
- (c) The drug name and strength.
- (d) The quantity prescribed.
- (e) The directions for use.
- (f) The number of refills authorized.

(2) A prescriber shall ensure that a prescription is legible and that the information specified in subrule (1)(c) to (f) of this rule is clearly separated.

(3) A prescriber shall not prescribe more than the following on a single prescription form as applicable:

- (a) For a prescription prescribed in handwritten form, up to 4 prescription drug orders.
- (b) For a prescription prescribed on a computer-generated form or a preprinted list or produced on a personal computer or typewriter, up to 6 prescription drug orders.
- (4) A prescriber shall not add handwritten drugs to a preprinted form and shall clearly designate which drugs are to be dispensed.
- (5) A prescriber shall not prescribe a controlled and noncontrolled substance on the same prescription form.
- (6) A prescription is valid for 1 year from the date the prescription was issued.
- (7) A prescriber shall clearly indicate the total number of drugs prescribed for each prescription.
- (8) A noncontrolled substance prescription may be transmitted electronically from the prescriber to the pharmacy of the

Annual Administrative Code Supplement
2007 Edition

patient's choice, and shall occur by utilizing a system that includes the following:

(a) A combination of technical security measures such as, but not limited to, those listed in R 164.312 under Subpart C – Security Standards for the Protection of Electronic Protected Health Information of 45 CFR Part 164 that implements the federal Health Insurance Portability and Accountability Act of 1996, to ensure all of the following:

(i) Authentication of an individual who prescribes or dispenses.

(ii) Technical non-repudiation.

(iii) Content integrity.

(iv) Confidentiality.

(b) An electronic signature as defined in R 338.471a(e). An electronic signature is valid only when it is used to sign a prescription that is transmitted electronically from a prescriber to a pharmacy.

(c) Appropriate security measures to invalidate a prescription if either the electronic signature or prescription record to which it is attached or logically associated is altered or compromised following transmission by the prescriber. The electronic prescription may be reformatted to comply with industry standards provided that no data is added, deleted, or changed.

(9) The electronic prescription shall meet any other requirements of the federal Health Insurance Portability and Accountability Act.

(10) The electronic prescription shall permit the prescriber to instruct the pharmacist to dispense a brand name drug product provided that the prescription includes both of the following:

(i) The indication that no substitute is allowed, such as “dispense as written” or “DAW”.

(ii) The indication that no substitute is allowed and that it is a unique element in the prescription.

(11) If the prescription is transmitted electronically, the prescriber shall generate and transmit the prescription in a format that can be read and stored by a pharmacy in a retrievable and readable form. The electronic prescription shall identify the name of the pharmacy intended to receive the transmission, and shall include the information identified in subrule (1) of this rule.

(12) The electronic prescription shall be preserved by a licensee or dispensing prescriber for not less than 5 years. A paper version of the electronic prescription shall be made available to an authorized agent of the board upon request. A secured copy shall be retained for a minimum of 1 year by the transaction service vendor for record-keeping purposes and shall be shared only with the parties involved in the transaction except as otherwise permitted by state or federal law.

(13) An electronic signature that meets the requirements of this rule shall have the full force and effect of a handwritten signature on a paper-based written prescription.

(14) This rule does not apply to inpatient medical institutions.

History: 1998 MR 3, Eff. Apr. 22, 1998; 2000 MR 4, Eff. Apr. 13, 2000; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.479c

Source: 1998-2000 AACS.

R 338.480

Source: 1992 AACS.

R 338.480a

Source: 1998-2000 AACS.

R 338.481

Source: 1998-2000 AACS.

R 338.482

Source: 1980 AACS.

R 338.483

Source: 1997 AACS.

R 338.485

Source: 1997 AACS.

R 338.485a

Source: 1997 AACS.

R 338.485b

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.485c
Source: 1997 AACs.

R 338.485d
Source: 1997 AACs.

R 338.485e
Source: 1997 AACs.

R 338.485f
Source: 1997 AACs.

R 338.485g
Source: 1997 AACs.

R 338.485h
Source: 1997 AACs.

R 338.485i
Source: 1997 AACs.

R 338.485j
Source: 1997 AACs.

R 338.485k
Source: 1997 AACs.

R 338.485l
Source: 1997 AACs.

R 338.485m
Source: 1997 AACs.

R 338.485n
Source: 1997 AACs.

R 338.485o
Source: 1997 AACs.

R 338.485p
Source: 1997 AACs.

R 338.485q
Source: 1997 AACs.

R 338.485r
Source: 1997 AACs.

R 338.485s
Source: 1997 AACs.

R 338.485t
Source: 1997 AACs.

R 338.485u

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.485v

Source: 1997 AACS.

R 338.485w

Source: 1997 AACS.

R 338.485x

Source: 1997 AACS.

R 338.485y

Source: 1997 AACS.

R 338.486

Source: 1998-2000 AACS.

R 338.488

Source: 1990 AACS.

R 338.489 Automated devices.

Rule 19. (1) An automated device means a device designed for the specific purpose of selling, dispensing, or otherwise disposing of any drug or device ordered by a prescription.

(2) An automated device may be used only in the following locations:

- (a) A pharmacy.
- (b) A hospital.
- (c) A county medical care facility.
- (d) A hospice.
- (e) A nursing home.
- (f) Other skilled nursing facility as defined in 1978 PA 368, MCL 333.20109.
- (g) An office of a dispensing prescriber.

(3) An automated device designed for the specific purpose of selling, dispensing, or otherwise disposing of any drug or device ordered by a prescription, as defined in the code, and located within a licensed pharmacy shall be used only by a pharmacist or other pharmacy personnel under the personal charge of a pharmacist.

(4) If an automated dispensing device is used in a dispensing prescriber's office, the device shall be used only to dispense medications to the dispensing prescriber's patients and only under the control of the dispensing prescriber. A pharmacy shall not own, control, or operate an automatic dispensing device in a dispensing prescriber's office.

(a) If a dispensing prescriber delegates the stocking of the device, then technologies shall be in place and utilized to ensure that the correct drugs are stocked in their appropriate assignment utilizing a board-approved error prevention technology that complies with R 338.3154.

(b) A dispensing prescriber operating an automated device is responsible for all medications that are stocked and stored in that device as well as removed from that device.

(c) If any medication or device is dispensed from an automated device, then documentation as to the type of equipment, serial numbers, content, policies, procedures, and location within the facility shall be maintained by the dispensing prescriber for review by an agent of the board. This documentation shall include at least all of the following information:

- (i) Manufacturer name and model.
- (ii) Quality assurance policy and procedure to determine continued appropriate use and performance of the automated device.
- (iii) Policy and procedures for system operation that addresses at a minimum all of the following:
 - (A) Accuracy.
 - (B) Patient confidentiality.
 - (C) Access.
 - (D) Data retention or archival records.
 - (E) Downtime procedures.
 - (F) Emergency procedures.
 - (G) Medication security.
 - (H) Quality assurance.

Annual Administrative Code Supplement
2007 Edition

(5) An automated device that is to be used for the furnishing of medications for administration to registered patients in any hospital, county medical care facility, nursing home, hospice, or any other skilled nursing facility, as defined in 1978 PA 368, MCL 333.20109, shall be supplied and controlled by a pharmacy that is licensed and located in this state. The use of an automated device in these locations is not limited to the provisions of subrule (3) of this rule. If a pharmacist delegates the stocking of the device, then technologies shall be in place and utilized to ensure that the correct drugs are stocked in their appropriate assignment utilizing a board-approved error prevention technology that complies with R 338.3154. Each such device shall comply with all of the following provisions:

(a) A pharmacy operating an automated device is responsible for all medications that are stocked and stored in that device as well as removed from that device.

(b) If any medication or device is dispensed from an automated device, then documentation as to the type of equipment, serial numbers, content, policies, procedures, and location within the facility shall be maintained by the pharmacy for review by an agent of the board. The documentation shall include at least all of the following information:

(i) Name and address of the pharmacy responsible for the operation of the automated device.

(ii) Name and address of the facility where the device is located.

(iii) Manufacturer name and model number.

(iv) Quality assurance policy and procedure to determine continued appropriate use and performance of the automated device.

(v) Policy and procedures for system operation that address at a minimum all of the following:

(A) Accuracy.

(B) Patient confidentiality.

(C) Access.

(D) Data retention or archival records.

(E) Downtime procedures.

(F) Emergency procedures.

(G) Medication security.

(H) Quality assurance.

(I) Ability to provide on demand to an agent of the board a list of medications qualifying for emergency dose removal without pharmacist prior review of the prescription or medication order.

(6) Records and electronic data kept by automated devices shall meet all of the following requirements:

(a) All events involving access to the contents of the automated devices shall be recorded electronically.

(b) Records shall be maintained for 5 years by the pharmacy and shall be retrievable on demand for review by an agent of the board. The records shall include all of the following information:

(i) The unique identity of device accessed.

(ii) Identification of the individual accessing the device.

(iii) The type of transaction.

(iv) The name, strength, dosage form and quantity of the drug accessed.

(v) The name of the patient for whom the drug was ordered.

(vi) Identification of the pharmacist responsible for the accuracy of the medications to be stocked or restocked in the device.

(7) Policy and procedures for the use of the automated device shall include a requirement for pharmacist review of the prescription or medication order before system profiling or removal of any medication from the system for immediate patient administration. This subrule does not apply to the following situations:

(a) The system is being used as an after-hours cabinet for medication dispensing in the absence of a pharmacist as provided in R 338.486(4)(i).

(b) The system is being used in place of an emergency kit as provided in R 338.486(4)(c).

(c) The system is being accessed to remove medication required to treat the emergent needs of a patient as provided in R 338.486(4)(c). A sufficient quantity to meet the emergent needs of the patient may be removed until a pharmacist is available to review the medication order.

(d) In each of the situations specified in subdivisions (a) to (c) of this subrule, a pharmacist shall review the orders and authorize any further dispensing within 48 hours.

(e) The device is located in a dispensing prescriber's office.

(8) A copy of all policies and procedures related to the use of an automated device shall be maintained at the pharmacy responsible for the device's specific location or at the dispensing prescriber's office and be available for review by an agent of the board.

History: 1954 ACS 37, Eff. Feb. 14, 1964; 1979 AC; 1979 ACS 4, Eff. Nov. 18, 1980; 2007 MR 4, Eff. Feb. 21, 2007.

Annual Administrative Code Supplement
2007 Edition

R 338.490
Source: 1998-2000 AACS.

PART 2. MANUFACTURING AND DISTRIBUTION OF PRESCRIPTION DRUGS

R 338.493a
Source: 1998-2000 AACS.

R 338.493b
Source: 1992 AACS.

R 338.493c
Source: 1992 AACS.

R 338.493d
Source: 1992 AACS.

R 338.493e
Source: 1998-2000 AACS.

R 338.493f
Source: 1981 AACS.

R 338.493g
Source: 1992 AACS.

R 338.493h
Source: 1997 AACS.

R 338.494
Source: 1997 AACS.

R 338.495
Source: 1998-2000 AACS.

R 338.496
Source: 1998-2000 AACS.

R 338.497
Source: 1981 AACS.

PART 3. MEDICATION DRUG BOX EXCHANGE PROGRAMS FOR HOSPICE

R 338.500
Source: 1995 AACS.

**BOARD OF REGISTRATION FOR ARCHITECTS,
PROFESSIONAL ENGINEERS, AND LAND SURVEYORS**
BYLAWS AND RULES

R 338.551
Source: 1997 AACS.

R 338.552
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.553
Source: 1997 AACS.

R 338.554
Source: 1997 AACS.

R 338.555
Source: 1997 AACS.

R 338.556
Source: 1997 AACS.

R 338.557
Source: 1997 AACS.

R 338.558
Source: 1997 AACS.

R 338.559
Source: 1997 AACS.

R 338.560
Source: 1997 AACS.

R 338.561
Source: 1997 AACS.

R 338.562
Source: 1997 AACS.

R 338.563
Source: 1997 AACS.

HEARINGS

R 338.581
Source: 1997 AACS.

R 338.582
Source: 1997 AACS.

R 338.583
Source: 1997 AACS.

R 338.584
Source: 1997 AACS.

R 338.585
Source: 1997 AACS.

R 338.586
Source: 1997 AACS.

R 338.587
Source: 1997 AACS.

R 338.588
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

BOARD OF EXAMINERS IN MORTUARY SCIENCE
GENERAL RULES

R 338.863
Source: 1997 AACS.

R 338.864
Source: 1997 AACS.

R 338.865
Source: 1997 AACS.

R 338.866
Source: 1997 AACS.

R 338.867
Source: 1997 AACS.

R 338.868
Source: 1997 AACS.

R 338.869
Source: 1997 AACS.

HEARINGS

R 338.881
Source: 1997 AACS.

DIRECTOR'S OFFICE

MECHANICAL RULES LICENSE EXAMINATION PROCEDURES

R 338.901
Source: 1986 AACS.

R 338.902
Source: 1986 AACS.

R 338.903
Source: 1986 AACS.

R 338.904
Source: 1986 AACS.

R 338.905
Source: 1986 AACS.

R 338.906
Source: 1986 AACS.

R 338.907
Source: 1986 AACS.

R 338.908
Source: 1986 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.909
Source: 1986 AACS.

R 338.910
Source: 1986 AACS.

R 338.911
Source: 1986 AACS.

R 338.912
Source: 1986 AACS.

R 338.913
Source: 1986 AACS.

R 338.914
Source: 1986 AACS.

PLUMBING—LICENSES

R 338.921
Source: 1985 AACS.

R 338.922
Source: 1985 AACS.

R 338.923
Source: 1985 AACS.

R 338.924
Source: 1985 AACS.

R 338.926
Source: 1985 AACS.

R 338.927
Source: 1985 AACS.

R 338.928
Source: 1985 AACS.

R 338.929
Source: 1985 AACS.

R 338.930
Source: 1985 AACS.

R 338.931
Source: 1985 AACS.

REFUND OF FEES

R 338.941
Source: 1998-2000 AACS.

R 338.942
Source: 1981 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.943

Source: 1981 AACS.

R 338.944

Source: 1980 AACS.

**HEALTH CODE BOARDS DISCIPLINARY
PROCEEDINGS—FILINGS BEFORE APRIL 1, 1994**

R 338.951 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.952 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; 1996 MR 7, Eff. July 31, 1996; Rescinded MR 16, Aug. 16, 2007.

R 338.953 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.954 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.955 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.956 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.957 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.958 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.959 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.960 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.961 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.962 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.963 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.964 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.965 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.966 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

Annual Administrative Code Supplement
2007 Edition

R 338.967 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.968 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.969 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.970 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.971 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.972 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.973 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.974 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.975 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.976 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.977 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.978 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.979 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; rescinded MR 16, Eff. Aug. 16, 2007.

R 338.980 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.981 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.982 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.983 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.984 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.985 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

Annual Administrative Code Supplement
2007 Edition

R 338.986 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.987 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.988 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.989 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

R 338.990 Rescinded.

History: 1979 ACS 4, Eff. Oct. 10, 1980; Rescinded MR 16, Aug. 16, 2007.

ELECTRICAL RULES

R 338.1001

Source: 1997 AACS.

R 338.1001a

Source: 1994 AACS.

R 338.1002

Source: 1997 AACS.

R 338.1002a

Source: 1994 AACS.

R 338.1003

Source: 1997 AACS.

R 338.1003a

Source: 1996 AACS.

R 338.1004

Source: 1997 AACS.

R 338.1004a

Source: 1994 AACS.

R 338.1005

Source: 1997 AACS.

R 338.1005a

Source: 1994 AACS.

R 338.1005b

Source: 1996 AACS.

R 338.1005c

Source: 1996 AACS.

R 338.1005d

Source: 1996 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.1006
Source: 1997 AACS.

R 338.1006a
Source: 1996 AACS.

R 338.1006b
Source: 1996 AACS.

R 338.1007
Source: 1997 AACS.

R 338.1007a
Source: 1994 AACS.

R 338.1008
Source: 1997 AACS.

R 338.1008a
Source: 1994 AACS.

R 338.1009
Source: 1997 AACS.

R 338.1009a
Source: 1994 AACS.

R 338.1010a
Source: 1994 AACS.

R 338.1011
Source: 1997 AACS.

R 338.1011a
Source: 1996 AACS.

R 338.1012
Source: 1997 AACS.

R 338.1012a
Source: 1994 AACS.

R 338.1013
Source: 1997 AACS.

R 338.1013a
Source: 1996 AACS.

R 338.1014
Source: 1997 AACS.

R 338.1014a
Source: 1996 AACS.

R 338.1015
Source: 1997 AACS.

R 338.1015a
Source: 1996 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.1016
Source: 1997 AACS.

R 338.1016a
Source: 1994 AACS.

R 338.1017
Source: 1997 AACS.

R 338.1017a
Source: 1996 AACS.

R 338.1018
Source: 1997 AACS.

R 338.1018a
Source: 1994 AACS.

R 338.1019
Source: 1997 AACS.

R 338.1020
Source: 1997 AACS.

R 338.1021
Source: 1997 AACS.

R 338.1022
Source: 1997 AACS.

R 338.1022a
Source: 1994 AACS.

R 338.1023
Source: 1997 AACS.

R 338.1023a
Source: 1994 AACS.

R 338.1024
Source: 1997 AACS.

R 338.1027a
Source: 1996 AACS.

R 338.1031
Source: 1997 AACS.

R 338.1032
Source: 1997 AACS.

R 338.1033
Source: 1997 AACS.

R 338.1035a
Source: 1994 AACS.

R 338.1037a

Annual Administrative Code Supplement
2007 Edition

Source: 1994 AACs.

R 338.1039a

Source: 1994 AACs.

R 338.1041

Source: 1997 AACs.

R 338.1042

Source: 1997 AACs.

R 338.1043

Source: 1997 AACs.

R 338.1044

Source: 1997 AACs.

R 338.1045

Source: 1997 AACs.

R 338.1046

Source: 1997 AACs.

R 338.1051

Source: 1997 AACs.

R 338.1052

Source: 1997 AACs.

R 338.1053

Source: 1997 AACs.

R 338.1054

Source: 1997 AACs.

R 338.1055

Source: 1997 AACs.

R 338.1056

Source: 1997 AACs.

R 338.1057

Source: 1997 AACs.

R 338.1058

Source: 1997 AACs.

R 338.1059

Source: 1997 AACs.

R 338.1060

Source: 1997 AACs.

R 338.1061

Source: 1997 AACs.

R 338.1062

Source: 1997 AACs.

R 338.1063

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.1071

Source: 1997 AACS.

R 338.1072

Source: 1997 AACS.

R 338.1073

Source: 1997 AACS.

R 338.1074

Source: 1997 AACS.

R 338.1075

Source: 1997 AACS.

R 338.1076

Source: 1997 AACS.

R 338.1077

Source: 1997 AACS.

R 338.1081

Source: 1997 AACS.

R 338.1082

Source: 1997 AACS.

R 338.1083

Source: 1997 AACS.

R 338.1084

Source: 1997 AACS.

R 338.1085

Source: 1997 AACS.

R 338.1086

Source: 1997 AACS.

R 338.1087

Source: 1997 AACS.

R 338.1088

Source: 1997 AACS.

R 338.1099a

Source: 1994 AACS.

STATE BOARD OF PHYSICAL THERAPY REGISTRATION
GENERAL RULES

R 338.1131

Source: 1997 AACS.

R 338.1132

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.1133
Source: 1997 AACS.

R 338.1134
Source: 1997 AACS.

R 338.1135
Source: 1997 AACS.

R 338.1136
Source: 1997 AACS.

R 338.1137
Source: 1997 AACS.

R 338.1138
Source: 1997 AACS.

R 338.1139
Source: 1997 AACS.

R 338.1140
Source: 1997 AACS.

R 338.1141
Source: 1997 AACS.

R 338.1142
Source: 1997 AACS.

R 338.1143
Source: 1997 AACS.

R 338.1144
Source: 1997 AACS.

R 338.1145
Source: 1997 AACS.

R 338.1146
Source: 1997 AACS.

R 338.1147
Source: 1997 AACS.

R 338.1148
Source: 1997 AACS.

R 338.1149
Source: 1997 AACS.

R 338.1150
Source: 1997 AACS.

R 338.1151
Source: 1997 AACS.

DIRECTOR'S OFFICE

Annual Administrative Code Supplement
2007 Edition

PHYSICAL THERAPY

PART 3. ADMINISTRATIVE HEARINGS

R 338.1161
Source: 1997 AACs.

R 338.1162
Source: 1997 AACs.

R 338.1163
Source: 1997 AACs.

R 338.1164
Source: 1997 AACs.

R 338.1165
Source: 1997 AACs.

R 338.1166
Source: 1997 AACs.

R 338.1167
Source: 1997 AACs.

R 338.1168
Source: 1997 AACs.

R 338.1169
Source: 1997 AACs.

R 338.1170
Source: 1997 AACs.

R 338.1171
Source: 1997 AACs.

R 338.1172
Source: 1997 AACs.

R 338.1173
Source: 1997 AACs.

R 338.1174
Source: 1997 AACs.

R 338.1175
Source: 1997 AACs.

R 338.1176
Source: 1997 AACs.

R 338.1177
Source: 1997 AACs.

R 338.1178
Source: 1997 AACs.

Annual Administrative Code Supplement
2007 Edition

R 338.1176
Source: 1997 AACCS.

R 338.1177
Source: 1997 AACCS.

R 338.1178
Source: 1997 AACCS.

R 338.1179
Source: 1997 AACCS.

R 338.1180
Source: 1997 AACCS.

R 338.1181
Source: 1997 AACCS.

R 338.1182
Source: 1997 AACCS.

R 338.1183
Source: 1997 AACCS.

R 338.1184
Source: 1997 AACCS.

R 338.1185
Source: 1997 AACCS.

OCCUPATIONAL THERAPISTS

R 338.1191
Source: 1993 AACCS.

R 338.1192
Source: 1993 AACCS.

R 338.1194
Source: 1997 AACCS.

R 338.1196
Source: 1997 AACCS.

R 338.1197
Source: 1997 AACCS.

R 338.1197a
Source: 1997 AACCS.

R 338.1198
Source: 1993 AACCS.

R 338.1200
Source: 1997 AACCS.

NURSING

Annual Administrative Code Supplement
2007 Edition

R 338.1201
Source: 1997 AACCS.

R 338.1203
Source: 1997 AACCS.

R 338.1204
Source: 1997 AACCS.

R 338.1205
Source: 1997 AACCS.

R 338.1206
Source: 1997 AACCS.

R 338.1207
Source: 1997 AACCS.

R 338.1208
Source: 1997 AACCS.

R 338.1209
Source: 1997 AACCS.

R 338.1210
Source: 1997 AACCS.

R 338.1211
Source: 1997 AACCS.

R 338.1212
Source: 1997 AACCS.

R 338.1213
Source: 1997 AACCS.

R 338.1214
Source: 1997 AACCS.

R 338.1215
Source: 1997 AACCS.

R 338.1216
Source: 1997 AACCS.

R 338.1217
Source: 1997 AACCS.

R 338.1218
Source: 1997 AACCS.

R 338.1219
Source: 1997 AACCS.

R 338.1220
Source: 1997 AACCS.

R 338.1221
Source: 1997 AACCS.

Annual Administrative Code Supplement
2007 Edition

R 338.1222
Source: 1997 AACS.

R 338.1223
Source: 1997 AACS.

R 338.1224
Source: 1997 AACS.

R 338.1225
Source: 1997 AACS.

R 338.1226
Source: 1997 AACS.

R 338.1227
Source: 1997 AACS.

R 338.1228
Source: 1997 AACS.

R 338.1229
Source: 1997 AACS.

R 338.1230
Source: 1997 AACS.

R 338.1231
Source: 1997 AACS.

R 338.1232
Source: 1997 AACS.

R 338.1233
Source: 1997 AACS.

R 338.1234
Source: 1997 AACS.

R 338.1235
Source: 1997 AACS.

PART 4. ADMINISTRATIVE HEARINGS

R 338.1241
Source: 1997 AACS.

R 338.1242
Source: 1997 AACS.

R 338.1243
Source: 1997 AACS.

R 338.1244
Source: 1997 AACS.

R 338.1245
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.1246
Source: 1997 AACS.

R 338.1247
Source: 1997 AACS.

R 338.1248
Source: 1997 AACS.

R 338.1249
Source: 1997 AACS.

R 338.1250
Source: 1997 AACS.

R 338.1251
Source: 1997 AACS.

R 338.1252
Source: 1997 AACS.

R 338.1253
Source: 1997 AACS.

R 338.1254
Source: 1997 AACS.

R 338.1255
Source: 1997 AACS.

R 338.1256
Source: 1997 AACS.

R 338.1257
Source: 1997 AACS.

R 338.1258
Source: 1997 AACS.

R 338.1259
Source: 1997 AACS.

R 338.1260
Source: 1997 AACS.

R 338.1261
Source: 1997 AACS.

R 338.1262
Source: 1997 AACS.

R 338.1263
Source: 1997 AACS.

R 338.1264
Source: 1997 AACS.

R 338.1265
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

BOARD OF PROFESSIONAL COMMUNITY PLANNERS

GENERAL RULES

R 338.1301
Source: 1997 AACs.

APPLICATIONS

R 338.1303
Source: 1997 AACs.

R 338.1304
Source: 1997 AACs.

R 338.1305
Source: 1997 AACs.

R 338.1306
Source: 1997 AACs.

R 338.1307
Source: 1997 AACs.

EXAMINATIONS

R 338.1311
Source: 1997 AACs.

R 338.1312
Source: 1997 AACs.

R 338.1313
Source: 1997 AACs.

R 338.1314
Source: 1997 AACs.

R 338.1315
Source: 1997 AACs.

REGISTRATION

R 338.1321
Source: 1997 AACs.

R 338.1322
Source: 1997 AACs.

R 338.1323
Source: 1997 AACs.

R 338.1324
Source: 1997 AACs.

HEARINGS

Annual Administrative Code Supplement
2007 Edition

R 338.1341
Source: 1997 AACS.

R 338.1342
Source: 1997 AACS.

DIRECTOR'S OFFICE
HOROLOGY

R 338.1401
Source: 1997 AACS.

R 338.1402
Source: 1997 AACS.

R 338.1403
Source: 1997 AACS.

R 338.1404
Source: 1997 AACS.

R 338.1405
Source: 1997 AACS.

R 338.1406
Source: 1997 AACS.

R 338.1407
Source: 1997 AACS.

R 338.1408
Source: 1997 AACS.

R 338.1409
Source: 1997 AACS.

R 338.1410
Source: 1997 AACS.

R 338.1411
Source: 1997 AACS.

R 338.1412
Source: 1997 AACS.

R 338.1413
Source: 1997 AACS.

R 338.1414
Source: 1997 AACS.

R 338.1415
Source: 1997 AACS.

R 338.1416
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.1417
Source: 1997 AACS.

R 338.1418
Source: 1997 AACS.

R 338.1419
Source: 1997 AACS.

R 338.1420
Source: 1997 AACS.

R 338.1421
Source: 1997 AACS.

R 338.1422
Source: 1997 AACS.

R 338.1423
Source: 1997 AACS.

R 338.1424
Source: 1997 AACS.

RESIDENTIAL BUILDERS' AND MAINTENANCE AND ALTERATION CONTRACTORS' BOARD

GENERAL RULES

PART 1. GENERAL

R 338.1511
Source: 2006 AACS.

R 338.1512
Source: 1998-2000 AACS.

R 338.1519
Source: 1990 AACS.

R 338.1521
Source: 2006 AACS.

PART 2. LICENSES AND BONDS

R 338.1522
Source: 1997 AACS.

R 338.1523
Source: 1997 AACS.

R 338.1523a
Source: 1998-2000 AACS.

R 338.1524
Source: 2006 AACS.

R 338.1525
Source: 2006 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.1526
Source: 2006 AACS.

R 338.1531
Source: 2006 AACS.

R 338.1532
Source: 2006 AACS.

R 338.1533
Source: 2006 AACS.

R 338.1534
Source: 2006 AACS.

R 338.1535
Source: 2006 AACS.

R 338.1536
Source: 2006 AACS.

PART 5. COMPLAINTS AND HEARINGS

R 338.1551
Source: 2006 AACS.

R 338.1554
Source: 1997 AACS.

R 338.1555
Source: 2002 AACS.

DIRECTOR'S OFFICE
HEALTH CODE BOARDS DISCIPLINARY PROCEEDINGS—FILINGS ON OR AFTER APRIL 1, 1994

R 338.1601
Source: 1996 AACS.

R 338.1602
Source: 1996 AACS.

R 338.1603
Source: 1996 AACS.

R 338.1604
Source: 1996 AACS.

R 338.1605
Source: 1996 AACS.

R 338.1606
Source: 1996 AACS.

R 338.1607
Source: 1996 AACS.

R 338.1608

Annual Administrative Code Supplement
2007 Edition

Source: 1996 AACS.

R 338.1609

Source: 1996 AACS.

R 338.1610

Source: 1996 AACS.

R 338.1611

Source: 1996 AACS.

R 338.1612

Source: 1996 AACS.

R 338.1614

Source: 1996 AACS.

R 338.1615

Source: 1996 AACS.

R 338.1616

Source: 1996 AACS.

R 338.1617

Source: 1996 AACS.

R 338.1618

Source: 1996 AACS.

R 338.1619

Source: 1996 AACS.

R 338.1620

Source: 1996 AACS.

R 338.1621

Source: 1996 AACS.

R 338.1622

Source: 1996 AACS.

R 338.1623

Source: 1996 AACS.

R 338.1624

Source: 1996 AACS.

R 338.1625

Source: 1996 AACS.

R 338.1626

Source: 1996 AACS.

R 338.1627

Source: 1996 AACS.

R 338.1628

Source: 1996 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.1629
Source: 1996 AACS.

R 338.1630
Source: 1996 AACS.

R 338.1631
Source: 1996 AACS.

R 338.1632
Source: 1996 AACS.

R 338.1633
Source: 1996 AACS.

R 338.1634
Source: 1996 AACS.

R 338.1635
Source: 1996 AACS.

R 338.1636
Source: 1996 AACS.

R 338.1637
Source: 1996 AACS.

COUNSELING

PART 1. GENERAL PROVISIONS

R 338.1751
Source: 2003 AACS.

R 338.1752
Source: 2003 AACS.

R 338.1752a
Source: 1993 AACS.

R 338.1753
Source: 2003 AACS.

R 338.1754
Source: 1995 AACS.

R 338.1756
Source: 2003 AACS.

MARRIAGE COUNSELORS

R 390.1801
Source: 2003 AACS.

PART 1. ORGANIZATION OF BOARD

R 338.1811

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.1812

Source: 1997 AACS.

R 338.1813

Source: 1997 AACS.

R 338.1814

Source: 1997 AACS.

R 338.1815

Source: 1997 AACS.

PART 2. CERTIFICATION

R 338.1821

Source: 1997 AACS.

R 338.1822

Source: 1997 AACS.

R 338.1823

Source: 1997 AACS.

R 338.1824

Source: 1997 AACS.

R 338.1825

Source: 1997 AACS.

PART 3. HEARINGS

R 338.1831

Source: 1997 AACS.

R 338.1832

Source: 1997 AACS.

R 338.1833

Source: 1997 AACS.

R 338.1834

Source: 1997 AACS.

R 338.1835

Source: 1997 AACS.

R 338.1836

Source: 1997 AACS.

R 338.1837

Source: 1997 AACS.

R 338.1841

Source: 1998-2000 AACS.

R 338.1842

Annual Administrative Code Supplement
2007 Edition

Source: 1998-2000 AACS.

R 338.1843

Source: 1998-2000 AACS.

R 338.1844

Source: 1998-2000 AACS.

R 338.1861

Source: 1998-2000 AACS.

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

DIRECTORS OFFICE

HEARING AID DEALERS

PART 1. LICENSING

R 338.1901

Source: 1998-2000 AACS.

R 338.1905

Source: 1998-2000 AACS.

R 338.1906

Source: 1998-2000 AACS.

R 338.1907

Source: 1998-2000 AACS.

R 338.1908

Source: 1998-2000 AACS.

R 338.1909

Source: 1998-2000 AACS.

R 338.1910

Source: 1998-2000 AACS.

R 338.1911

Source: 1998-2000 AACS.

R 338.1912

Source: 1998-2000 AACS.

R 338.1913

Source: 1998-2000 AACS.

R 338.1914

Source: 1998-2000 AACS.

PART 2. CONDUCT OF BUSINESS

R 338.1921

Source: 1998-2000 AACS.

R 338.1922

Annual Administrative Code Supplement
2007 Edition

Source: 1998-2000 AACS.

HEARING AID DEALERS

PART 3. COMPLAINTS AND HEARINGS

R 338.1941

Source: 1997 AACS.

R 338.1942

Source: 1997 AACS.

R 338.1943

Source: 1997 AACS.

BARBER EXAMINERS

R 338.2001

Source: 1997 AACS.

R 338.2002

Source: 1997 AACS.

R 338.2003

Source: 1997 AACS.

R 338.2004

Source: 1997 AACS.

R 338.2005

Source: 1997 AACS.

R 338.2006

Source: 1997 AACS.

R 338.2007

Source: 1997 AACS.

R 338.2008

Source: 1997 AACS.

R 338.2009

Source: 1997 AACS.

R 338.2010

Source: 1997 AACS.

R 338.2011

Source: 1997 AACS.

R 338.2012

Source: 1997 AACS.

R 338.2013

Source: 1997 AACS.

R 338.2014

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.2015

Source: 1997 AACS.

R 338.2016

Source: 1997 AACS.

R 338.2017

Source: 1997 AACS.

R 338.2018

Source: 1997 AACS.

R 338.2019

Source: 1997 AACS.

R 338.2020

Source: 1997 AACS.

R 338.2021

Source: 1997 AACS.

R 338.2022

Source: 1997 AACS.

R 338.2023

Source: 1997 AACS.

R 338.2024

Source: 1997 AACS.

R 338.2025

Source: 1997 AACS.

R 338.2026

Source: 1997 AACS.

R 338.2027

Source: 1997 AACS.

R 338.2028

Source: 1997 AACS.

R 338.2029

Source: 1997 AACS.

R 338.2030

Source: 1997 AACS.

R 338.2031

Source: 1997 AACS.

R 338.2032

Source: 1997 AACS.

R 338.2033

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2034
Source: 1997 AACS.

R 338.2035
Source: 1997 AACS.

R 338.2036
Source: 1997 AACS.

R 338.2037
Source: 1997 AACS.

R 338.2038
Source: 1997 AACS.

R 338.2039
Source: 1997 AACS.

R 338.2040
Source: 1997 AACS.

R 338.2041
Source: 1997 AACS.

R 338.2042
Source: 1997 AACS.

R 338.2043
Source: 1997 AACS.

R 338.2044
Source: 1997 AACS.

R 338.2045
Source: 1997 AACS.

R 338.2046
Source: 1997 AACS.

R 338.2047
Source: 1997 AACS.

R 338.2048
Source: 1997 AACS.

R 338.2049
Source: 1997 AACS.

R 338.2050
Source: 1997 AACS.

R 338.2051
Source: 1997 AACS.

R 338.2052
Source: 1997 AACS.

R 338.2053

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.2054

Source: 1997 AACS.

COSMETOLOGY

PART 1. GENERAL PROVISIONS

R 338.2101

Source: 2006 AACS.

R 338.2102

Source: 1998-2000 AACS.

R 338.2103

Source: 1998-2000 AACS.

R 338.2106

Source: 1998-2000 AACS.

R 338.2107

Source: 1998-2000 AACS.

PART 2. LICENSES AND PERMITS

R 338.2121

Source: 1998-2000 AACS.

R 338.2122

Source: 1998-2000 AACS.

R 338.2123

Source: 1998-2000 AACS.

R 338.2124

Source: 1998-2000 AACS.

R 338.2125

Source: 1998-2000 AACS.

R 338.2126

Source: 1998-2000 AACS.

R 338.2127

Source: 2006 AACS.

PART 3. FACILITIES AND EQUIPMENT

R 338.2131

Source: 1998-2000 AACS.

R 338.2132

Source: 1998-2000 AACS.

R 338.2132a

Source: 1998-2000 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2133
Source: 1998-2000 AACS.

R 338.2134
Source: 2006 AACS.

R 338.2135
Source: 1998-2000 AACS.

R 338.2136
Source: 1998-2000 AACS.

R 338.2137
Source: 1998-2000 AACS.

R 338.2138
Source: 1998-2000 AACS.

R 338.2139
Source: 2004 AACS.

R 338.2139a
Source: 2006 AACS.

PART 4. ADVERTISING; REGISTRATION; EXAMINATION; RECORDS; TRANSFERS

R 338.2141
Source: 2004 AACS.

R 338.2142
Source: 1998-2000 AACS.

R 338.2143
Source: 1998-2000 AACS.

R 338.2144
Source: 1998-2000 AACS.

R 338.2145
Source: 2006 AACS.

R 338.2146
Source: 1998-2000 AACS.

R 338.2147
Source: 1997 AACS.

R 338.2148
Source: 1998-2000 AACS.

R 338.2149
Source: 1998-2000 AACS.

PART 5. CURRICULUM

R 338.2151
Source: 2004 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2151a
Source: 1998-2000 AACS.

R 338.2152
Source: 1998-2000 AACS.

R 338.2153
Source: 1998-2000 AACS.

R 338.2155
Source: 1997 AACS.

R 338.2156
Source: 1998-2000 AACS.

PART 6. HEALTH AND SAFETY

R 338.2161
Source: 1998-2000 AACS.

R 338.2161a
Source: 2004 AACS.

R 338.2161b
Source: 2004 AACS.

R 338.2162
Source: 1998-2000 AACS.

R 338.2162a
Source: 2004 AACS.

R 338.2163
Source: 1998-2000 AACS.

R 338.2163a
Source: 2004 AACS.

R 338.2163b
Source: 1998-2000 AACS.

R 338.2163c
Source: 2004 AACS.

R 338.2166
Source: 1998-2000 AACS.

R 338.2167
Source: 1998-2000 AACS.

R 338.2168
Source: 1998-2000 AACS.

R 338.2169
Source: 1998-2000 AACS.

PART 7. INSTRUCTORS AND DEMONSTRATORS

R 338.2171

Annual Administrative Code Supplement
2007 Edition

Source: 1998-2000 AACCS.

R 338.2172

Source: 1998-2000 AACCS.

R 338.2173

Source: 1998-2000 AACCS.

R 338.2174

Source: 1998-2000 AACCS.

R 338.2175

Source: 1998-2000 AACCS.

R 338.2176

Source: 1998-2000 AACCS.

R 338.2178

Source: 1998-2000 AACCS.

R 338.2179

Source: 1998-2000 AACCS.

R 338.2179a

Source: 1998-2000 AACCS.

R 338.2179b

Source: 1998-2000 AACCS.

R 338.2179c

Source: 1998-2000 AACCS.

R 338.2179d

Source: 1998-2000 AACCS.

R 338.2179e

Source: 2004 AACCS.

R 338.2179f

Source: 1998-2000 AACCS.

R 338.2179g

Source: 2004 AACCS.

R 338.2179h

Source: 1998-2000 AACCS.

PART 8. STUDENTS

R 338.2181

Source: 1998-2000 AACCS.

R 338.2182

Source: 1998-2000 AACCS.

R 338.2183

Source: 1998-2000 AACCS.

Annual Administrative Code Supplement
2007 Edition

R 338.2184
Source: 1998-2000 AACS.

R 338.2185
Source: 1998-2000 AACS.

R 338.2186
Source: 1998-2000 AACS.

PART 9. HEARINGS

R 338.2191
Source: 1997 AACS.

R 338.2192
Source: 1997 AACS.

R 338.2193
Source: 1997 AACS.

R 338.2194
Source: 1997 AACS.

R 338.2195
Source: 1997 AACS.

RESPIRATORY

R 338.2201
Source: 2006 AACS.

R 338.2202
Source: 2006 AACS.

R 338.2203
Source: 2006 AACS.

R 338.2204
Source: 2006 AACS.

R 338.2205
Source: 2006 AACS.

R 338.2206
Source: 2006 AACS.

R 338.2207
Source: 2006 AACS.

CHIROPRACTIC

R 338.2208
Source: 1997 AACS.

R 338.2209
Source: 1997 AACS.

R 338.2210
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2211
Source: 1997 AACS.

R 338.2212
Source: 1997 AACS.

R 338.2213
Source: 1997 AACS.

R 338.2214
Source: 1997 AACS.

R 338.2215
Source: 1997 AACS.

R 338.2216
Source: 1997 AACS.

R 338.2217
Source: 1997 AACS.

R 338.2218
Source: 1997 AACS.

R 338.2219
Source: 1997 AACS.

R 338.2220
Source: 1997 AACS.

R 338.2221
Source: 1997 AACS.

R 338.2222
Source: 1997 AACS.

R 338.2223
Source: 1997 AACS.

R 338.2224
Source: 1997 AACS.

R 338.2225
Source: 1997 AACS.

R 338.2226
Source: 1997 AACS.

R 338.2227
Source: 1997 AACS.

R 338.2228
Source: 1997 AACS.

R 338.2229
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2230
Source: 1997 AACS.

R 338.2231
Source: 1997 AACS.

R 338.2232
Source: 1997 AACS.

R 338.2233
Source: 1997 AACS.

R 338.2234
Source: 1997 AACS.

R 338.2235
Source: 1997 AACS.

R 338.2236
Source: 1997 AACS.

R 338.2237
Source: 1997 AACS.

R 338.2238
Source: 1997 AACS.

R 338.2239
Source: 1997 AACS.

R 338.2240
Source: 1997 AACS.

R 338.2241
Source: 1997 AACS.

R 338.2242
Source: 1997 AACS.

R 338.2243
Source: 1997 AACS.

R 338.2244
Source: 1997 AACS.

R 338.2245
Source: 1997 AACS.

MEDICINE

PART 1. GENERAL PROVISIONS

R 338.2301
Source: 1987 AACS.

R 338.2303
Source: 1985 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2304
Source: 1998-2000 AACS.

R 338.2305
Source: 1998-2000 AACS.

R 338.2308
Source: 1990 AACS.

PART 2. LICENSES

R 338.2311
Source: 1997 AACS.

R 338.2312
Source: 1997 AACS.

R 338.2313
Source: 1987 AACS.

R 338.2314
Source: 1994 AACS.

R 338.2315
Source: 1997 AACS.

R 338.2316
Source: 1994 AACS.

R 338.2317
Source: 1994 AACS.

R 338.2318
Source: 1994 AACS.

R 338.2319
Source: 1994 AACS.

R 338.2320
Source: 1997 AACS.

R 338.2322
Source: 1997 AACS.

R 338.2323
Source: 1997 AACS.

R 338.2325
Source: 1997 AACS.

R 338.2326
Source: 1987 AACS.

R 338.2327
Source: 1997 AACS.

R 338.2327a
Source: 1991 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2328
Source: 1997 AACS.

R 338.2329
Source: 1997 AACS.

R 338.2329a
Source: 1989 AACS.

PART 3. ADMINISTRATIVE HEARINGS

R 338.2330
Source: 1997 AACS.

R 338.2331
Source: 1997 AACS.

R 338.2332
Source: 1997 AACS.

R 338.2333
Source: 1997 AACS.

R 338.2334
Source: 1997 AACS.

R 338.2335
Source: 1997 AACS.

R 338.2336
Source: 1997 AACS.

R 338.2337
Source: 1997 AACS.

R 338.2338
Source: 1997 AACS.

R 338.2339
Source: 1997 AACS.

R 338.2340
Source: 1997 AACS.

R 338.2341
Source: 1997 AACS.

R 338.2342
Source: 1997 AACS.

R 338.2343
Source: 1997 AACS.

R 338.2344
Source: 1997 AACS.

R 338.2345
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2346
Source: 1997 AACS.

R 338.2347
Source: 1997 AACS.

R 338.2348
Source: 1997 AACS.

R 338.2349
Source: 1997 AACS.

R 338.2350
Source: 1997 AACS.

R 338.2351
Source: 1997 AACS.

R 338.2352
Source: 1997 AACS.

R 338.2353
Source: 1997 AACS.

R 338.2354
Source: 1997 AACS.

R 338.2355
Source: 1997 AACS.

PART 5. CONTINUING MEDICAL EDUCATION

R 338.2371
Source: 1991 AACS.

R 338.2374
Source: 1991 AACS.

R 338.2376
Source: 1991 AACS.

R 338.2379
Source: 1991 AACS.

R 338.2380
Source: 1991 AACS.

R 338.2381
Source: 1991 AACS.

R 338.2382
Source: 1991 AACS.

LAND SURVEYORS

R 338.2401
Source: 1997 AACS.

R 338.2402

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.2403

Source: 1997 AACS.

R 338.2404

Source: 1997 AACS.

R 338.2405

Source: 1997 AACS.

R 338.2406

Source: 1997 AACS.

R 338.2407

Source: 1997 AACS.

R 338.2408

Source: 1997 AACS.

R 338.2409

Source: 1997 AACS.

R 338.2410

Source: 1997 AACS.

R 338.2411

Source: 1997 AACS.

R 338.2412

Source: 1997 AACS.

R 338.2413

Source: 1997 AACS.

R 338.2414

Source: 1997 AACS.

R 338.2415

Source: 1997 AACS.

R 338.2416

Source: 1997 AACS.

R 338.2417

Source: 1997 AACS.

R 338.2418

Source: 1997 AACS.

R 338.2419

Source: 1997 AACS.

R 338.2420

Source: 1997 AACS.

R 338.2421

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2422
Source: 1997 AACS.

R 338.2423
Source: 1997 AACS.

R 338.2424
Source: 1997 AACS.

R 338.2425
Source: 1997 AACS.

R 338.2426
Source: 1997 AACS.

R 338.2427
Source: 1997 AACS.

R 338.2428
Source: 1997 AACS.

R 338.2429
Source: 1997 AACS.

R 338.2430
Source: 1997 AACS.

R 338.2431
Source: 1997 AACS.

R 338.2432
Source: 1997 AACS.

R 338.2433
Source: 1997 AACS.

R 338.2434
Source: 1997 AACS.

R 338.2435
Source: 1997 AACS.

R 338.2436
Source: 1997 AACS.

R 338.2437
Source: 1997 AACS.

R 338.2438
Source: 1997 AACS.

R 338.2439
Source: 1997 AACS.

R 338.2440
Source: 1997 AACS.

R 338.2441

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.2442

Source: 1997 AACS.

R 338.2443

Source: 1997 AACS.

R 338.2444

Source: 1997 AACS.

R 338.2445

Source: 1997 AACS.

R 338.2446

Source: 1997 AACS.

R 338.2447

Source: 1997 AACS.

R 338.2448

Source: 1997 AACS.

R 338.2449

Source: 1997 AACS.

R 338.2450

Source: 1997 AACS.

R 338.2451

Source: 1997 AACS.

R 338.2452

Source: 1997 AACS.

R 338.2453

Source: 1997 AACS.

R 338.2454

Source: 1997 AACS.

R 338.2455

Source: 1997 AACS.

R 338.2456

Source: 1997 AACS.

R 338.2457

Source: 1997 AACS.

R 338.2458

Source: 1997 AACS.

R 338.2459

Source: 1997 AACS.

R 338.2460

Source: 1997 AACS.

R 338.2461

Source: 1997 AACs.

PSYCHOLOGY

R 338.2501

Source: 2005 AACs.

R 338.2503 Rescinded.

History: 1954 ACS 100, Eff. Sept. 15, 1979; 1979 AC; rescinded 2001 MR 12, Eff. Jun 26, 2001; 2003 MR 18, Eff Oct. 8, 2003; rescinded MR 15, Eff. Aug. 14, 2007.

R 338.2504

Source: 2003 AACs.

R 338.2505 Examination for psychologist; passing scores; eligibility requirements.

Rule 5. (1) An applicant for a psychologist license shall meet the requirements for licensure as specified in R 338.2506(a) and (b).

(2) The board approves the examination for professional practice in psychology of the association of state and provincial psychology boards (asppb).

(3) An individual seeking licensure under MCL 333.18223(1) shall achieve a passing score of 500 as established by the asppb.

(4) If an applicant is a limited licensed psychologist who already took the examination specified in subrule (2) of this rule and achieved a passing score at or above the score required for licensure as a psychologist, then that test score may be used to fulfill the requirement in subrule (3) of this rule.

History: 1954 ACS 100, Eff. Sept. 15, 1979; 1979 AC; 2003 MR 18, Eff. Oct. 8, 2003; 2007 MR 15, Eff. Aug. 14, 2007.

R 338.2505a Examination for psychologist limited license; passing scores; eligibility requirements.

Rule 5a. (1) An applicant for a psychologist limited license shall meet the requirements for licensure as specified in R 338.2507(a) or (b)(i), (b)(ii) and (b)(iii).

(2) The board approves the examination for professional practice in psychology of the association of state and provincial psychology boards (asppb).

(3) An individual seeking licensure under MCL 333.18223(2) shall achieve a passing score of 450 as established by the asppb. This subrule shall take effect on June 30, 2010.

(4) An individual who was licensed under MCL 333.18223(2) prior to the effective date of subrule (3) of this rule shall not be required to take the examination specified in subrule (2) of this rule.

History: 2007 MR 15, Eff. Aug. 14, 2007.

R 338.2506 Application for licensure; education, training, and experience requirements.

Rule 6. To be granted a license under MCL 333.18223(1), an applicant shall satisfy all of the following requirements:

(a) Education: An applicant shall possess either a doctoral degree in psychology or a doctoral degree in a closely related field from an institution that meets the standards in R 338.2511. Either degree shall comply with all of the following:

(i) The degree shall be an integrated, organized sequence of study that includes instruction in research design and methodology, statistics, psychometrics, and scientific and professional ethics and standards.

(ii) The degree shall include at least 1 graduate course, taken for credit, from 3 of the 4 following areas:

(A) Biological bases of behavior: physiological psychology, comparative psychology, neuropsychology, sensation and perception, and psychopharmacology.

(B) Cognitive-affective bases of behavior: learning, thinking, motivation, and emotion.

(C) Social bases of behavior: social psychology, group processes, and organizational and systems theory.

(D) Individual differences: personality theory, human development, and abnormal psychology.

(iii) The degree shall include at least 1 course in both assessment and treatment.

(iv) The degree shall include at least 1 graduate course, of at least 3 semester hours of credit or 15 hours of classroom instruction per semester hour, in the study of scientific and professional ethics and standards. This subrule shall take effect on June 30, 2009. If an applicant graduated prior to June 30, 2009 and his or her doctoral degree included a graduate course in scientific and professional ethics of at least one credit hour, the applicant shall be considered as complying with this subrule.

Annual Administrative Code Supplement
2007 Edition

(v) Seventy-five percent of the hours required for the degree shall be primarily psychological in content. The dissertation and internship are excluded from what is considered course work. To be deemed psychological in content, a course shall satisfy at least 1 of the following criteria:

(A) Course work: The subject matter of the material taught is psychological.

(B) Psychology department: The course is taught in a psychology department.

(b) Training: An applicant shall have participated in an internship program that complies with all of the following:

(i) The internship provides the applicant with substantial opportunities to carry out major professional functions in the context of appropriate supervisory support.

(ii) The internship is an integrated part of the doctoral degree program; however, a postdoctoral internship may be recognized by the board if it meets the other requirements in this subdivision.

(iii) The internship takes place in an organized health care setting, as defined in R 338.2501(l)(b), or other arrangement receiving approval of the board.

(iv) The internship requires the applicant to work not less than 20 clock hours per week in the internship program.

(v) The internship requires not less than 2,000 clock hours of psychological work.

(vi) The applicant is supervised by a psychologist who is licensed in Michigan, eligible for licensure in Michigan, or who is licensed or certified at the independent practice level in the state where the internship takes place.

(vii) The applicant shall meet individually and in person with his or her supervisor for a minimum of 8 hours a month during the internship program. This subdivision takes effect January 1, 2006.

(viii) The internship is separate and distinct from the applicant's required experience in the practice of psychology.

(c) Experience: An applicant shall have acquired postdoctoral experience in the practice of psychology which meets all of the following criteria:

(i) The experience constitutes not less than 2,000 clock hours completed in not more than 2 consecutive years.

(ii) The experience shall be accumulated at not less than 16 clock hours per week nor more than 40 clock hours per week.

(iii) In cases of hardship, the board may consider a request for an extension of the time period identified in paragraphs (i) and (ii) of this subdivision.

(iv) The applicant shall function as a psychologist using generally accepted applications of psychological knowledge and techniques acquired during the applicant's education and training.

(v) The experience is acquired in an organized health care setting, as defined in R 338.2501(l)(b), or other arrangement receiving approval of the board.

History: 1954 ACS 100, Eff. Sept. 15, 1979; 1979 AC; 1979 ACS 12, Eff. Dec. 1, 1982; 2003 MR 18, Eff. Oct. 8, 2003; 2005 MR 18, Eff. Sept. 23, 2005; 2007 MR 15, Eff. Aug. 14, 2007.

R 338.2507 Application for limited license; education, training, and experience requirements.

Rule 7. To be granted a limited license under MCL 333.18223(2), an applicant shall comply with either of the following:

(a) Have been certified as a psychological examiner or eligible for certification as a psychological examiner under 1959 PA 257, MCL 338.1001 et seq. on or before September 30, 1978.

(b) Individuals who apply for licensure under MCL 333.18223(2) and who are not eligible under subdivision (a) of this subrule shall meet the following education, training, and experience requirements:

(i) Education: Applicants for a limited license shall have earned a master's degree in psychology from an institution that meets the standards provided in R 338.2511.

(ii) Individuals who are enrolled in a master's degree program that qualified them for a limited license before the effective date of this amendatory rule and who apply for a limited license within 5 years of the effective date of this amendatory rule shall be eligible for a limited license under MCL 333.18223(2). The degree required under this subdivision shall satisfy all of the following requirements:

(A) The degree shall be an integrated, organized sequence of study that includes at least 1 course in assessment, 1 course in treatment, and 1 course in scientific and professional ethics and standards. Effective June 30, 2009, the 1 course in scientific and professional ethics and standards shall be at least 3 semester hours or 15 hours of classroom instruction per semester hour. If an applicant graduated prior to June 30, 2009 and his or her master's degree included a graduate course in scientific and professional ethics of at least one credit hour, the applicant shall be considered as complying with this subrule.

(B) Seventy-five percent of the hours of the required course work shall be primarily psychological in content. The thesis and practicum are excluded from what is considered course work. The board may require the applicant to provide such material as it deems necessary to demonstrate the psychological content of a course. To be deemed psychological in content, a course shall satisfy at least 1 of the following criteria:

(1) Course work: The subject of the material taught is psychological.

(2) Psychology department: The course is taught in a psychology department.

Annual Administrative Code Supplement
2007 Edition

(iii) Training: An applicant shall have participated in a practicum that complies with all of the following:

(A) The practicum shall be an integrated part of the master's degree program; however, a post-degree practicum may be recognized by the board if such a practicum is through an institution that meets the standards adopted in R 338.2511 and for which academic graduate credit is obtained. The practicum shall also meet the other requirements set forth in this paragraph.

(B) The practicum requires not less than 500 clock hours of psychological work.

(C) The applicant is supervised by a psychologist who is licensed or eligible for licensure in Michigan, or who is licensed or certified at the independent practice level in the state where the practicum takes place.

(D) The applicant shall meet in person with his or her supervisor for a minimum of 8 hours a month during the practicum. This subparagraph takes effect January 1, 2006.

(iv) Experience: Individuals applying after September 30, 1980, in addition to the requirements of paragraphs (i) and (ii) of this subdivision, shall have acquired 1 year of post-master's degree experience in the practice of psychology. To acquire the experience, the applicant shall obtain a temporary limited license for post-master's degree experience as provided in R 338.2507a. The experience shall comply with all of the following requirements:

(A) The experience shall constitute not less than 2,000 clock hours.

(B) The experience shall be accumulated at not less than 16 clock hours per week nor more than 40 clock hours per week.

(C) The applicant shall function as a psychologist using generally accepted applications of psychological knowledge and techniques acquired during the applicant's education and training.

(D) The experience shall be acquired in an organized health care setting, as defined in R 338.2501(1)(b), or other arrangement receiving approval by the board.

(E) The applicant shall be supervised by a psychologist who is licensed in Michigan, eligible for licensure in Michigan, or who is licensed or certified at the independent practice level in the state where the experience is obtained.

(F) The applicant shall meet individually and in person with his or her supervisor for a minimum of 4 hours a month during the 2,000 clock hours of post-master's degree experience. This subparagraph takes effect January 1, 2006.

(G) If a psychologist described in subparagraph (E) of this paragraph is unavailable, the applicant may seek the approval of the board for supervision by a limited licensed psychologist, a person who has been granted a master's degree in psychology and who has acquired not less than 3 years (6,000 clock hours) of post-master's degree experience in the practice of psychology, or another individual approved by the board.

History: 1954 ACS 100, Eff. Sept. 15, 1979; 1979 AC; 1979 ACS 12, Eff. Dec. 1, 1982; 2003 MR 18, Eff. Oct. 8, 2003; 2005 MR 18, Sept. 23, 2005; 2007 MR 15, Eff. Aug. 14, 2007.

R 338.2507a

Source: 2005 AACs.

R 338.2508

Source: 2003 AACs.

R 338.2509

Source: 2003 AACs.

R 338.2510

Source: 2005 AACs.

R 338.2510a Supervision requirements; reporting of supervision.

Rule 10a. (1) An individual who is granted a limited license under MCL 333.18223(2) and is required to be supervised by a licensed psychologist shall meet all of the following requirements:

(a) A licensee who has less than 10 years of experience as a limited licensed psychologist, excluding experience as a temporary limited licensed psychologist, shall meet individually and in person with his or her supervisor for a minimum of 2 hours a month.

(b) A licensee who has 10 or more years of experience as a limited licensed psychologist, excluding experience as a temporary limited licensed psychologist, shall meet individually and in person with his or her supervisor for a minimum of 1 hour a month.

(c) A licensee who seeks a variance from the supervision requirement described in subrule (1)(a) or subrule (1)(b) of this rule, as provided for in MCL 333.18223(2), shall submit a request for a variance to the board for consideration. Reasons for a possible variance include, but are not limited to, issues regarding physical disability, extended absence from practice, or geographical hardships. A variance shall not be implemented without the written permission of the board.

(2) When renewing a limited license, a limited licensed psychologist shall report on the license renewal form the name,

Annual Administrative Code Supplement
2007 Edition

address, telephone number, and license number of his or her supervisor. The licensee also shall report the starting date of the supervision. This subrule takes effect with the 2006 renewal cycle.

(3) When renewing a license, a licensed psychologist who is supervising a limited licensed psychologist shall report on the license renewal form the name, address, telephone number, and license number of each limited licensed psychologist that he or she supervises. The licensee shall also report the starting date of the supervision. This subrule takes effect with the 2006 renewal cycle.

History: 2005 MR 18, Eff. Sept. 23, 2005; 2007 MR 15, Eff. Aug. 14, 2007.

R 338.2511 Accreditation; asppb/national register designation for doctoral programs; adoption by reference.

Rule 11. (1) To determine “regionally accredited” as provided in section 18223(1) and (2) of the code, the board adopts by reference the policy and procedures for recognition of accrediting organizations of the council for higher education accreditation (chea), effective January 2006, and the procedures and criteria for recognizing accrediting agencies of the U.S. department of education, effective July 1, 2000, as contained in Title 34, Part 602 of the Code of Federal Regulations. Copies of the standards and criteria of the council for higher education accreditation and the U.S. department of education are available for inspection and distribution at cost from the Board of Psychology, Bureau of Health Professions, Department of Community Health, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909. The chea recognition standards also may be obtained from the Council for Higher Education Accreditation, One Dupont Circle NW, Suite 510, Washington, DC 20036-1110, or from the council’s website at <http://www.chea.org>, at no cost. The federal recognition criteria also may be obtained from the U.S. Department of Education, 400 Maryland Avenue SW, Washington, DC 20202 or from the department’s website at <http://www.ed.gov> at no cost.

(2) The board adopts by reference the standards of the following postsecondary accrediting organizations, which are available for inspection and distribution at cost from the Board of Psychology, Bureau of Health Professions, Department of Community Health, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909. Copies of the following standards may be obtained from the individual accrediting organization at the identified cost:

(a) The standards of the Middle States Association of Colleges and Schools, Commission on Higher Education, 3624 Market Street, Philadelphia, PA 19104, set forth in the document entitled “Characteristics of Excellence in Higher Education: Eligibility Requirements and Standards for Accreditation”, 2004 edition, which is available free of charge on the association’s website at <http://www.msche.org> or for purchase at a cost of \$7.40 as of the time of adoption of these rules.

(b) The standards of the New England Association of Schools and Colleges, Inc., Commission on Institutions of Higher Education, 209 Burlington Road, Bedford, MA 07130, set forth in the document entitled “Standards for Accreditation”, 2005 Edition, which is available free of charge on the association’s website at <http://www.neasc.org> or for purchase at a cost of \$5.00 as of the time of adoption of these rules.

(c) The standards of the North Central Association of Colleges and Schools, the Higher Learning Commission, 30 North LaSalle Street, Suite 2400, Chicago, IL 60602, set forth in the document entitled “Handbook of Accreditation”, Third Edition, which is available for purchase through the association’s website at <http://www.ncahigherlearningcommission.org> at a cost of \$30.00 as of the time of adoption of these rules.

(d) The standards of the Northwest Association of Schools, Colleges, and Universities, the Commission on Colleges and Universities, 8060 165th Avenue NE, Suite 100, Redmond, WA 98052, set forth in the document entitled “Accreditation Handbook”, 2003 edition, which is available for purchase at a cost of \$20.00 as of the time of adoption of these rules, or through the association’s website at <http://www.nwccu.org>.

(e) The standards of the Southern Association of Colleges and Schools, Commission on Colleges, 1866 Southern Lane, Decatur, GA 30033, set forth in the document entitled “Principles of Accreditation: Foundations for Quality Enhancement”, copyright 2004, which is available free of charge on the association’s website at <http://www.sacscoc.org>.

(f) The standards of the Western Association of Schools and Colleges, the Accrediting Commission for Senior Colleges and Universities, 985 Atlantic Avenue, Suite 100, Alameda, CA 94501, set forth in the document entitled “Handbook of Accreditation”, January 2001, which is available free of charge on the commission’s website at <http://www.wascweb.org> or for purchase at a cost of \$20.00 as of the time of adoption of these rules.

(g) The standards of the Western Association of Schools and Colleges, Accrediting Commission for Community and Junior Colleges, 10 Commercial Blvd., Suite 204, Novato, CA 94949 set forth in the document entitled “Accreditation Reference Handbook”, August 2005, which is available free of charge on the commission’s website at <http://www.accjc.org>.

(3) For psychology doctoral programs, the board adopts by reference the following criteria and standards:

(a) The designation criteria of the national register of health service providers in psychology and the association of state and provincial psychology boards set forth in the publication entitled “Guidelines for Defining a Doctoral Degree in Psychology” April 2004, which is available for inspection and distribution at cost from the Board of Psychology, Bureau of Health Professions, Michigan Department of Community Health, 611 West Ottawa, Lansing, MI 48909. Copies of the guidelines are available at no cost from the National Register of Health Services Providers in Psychology, 1120 G St. NW, Suite 330,

Annual Administrative Code Supplement
2007 Edition

Washington, D.C. 2005 or at the national register's website at www.nationalregister.org, or from the Association of State and Provincial Psychology Boards, P.O. Box 241245, Montgomery, AL 36124-1245 or at the association's website at www.asppb.org.

(b) The accreditation guidelines and principles of the American Psychological Association as set forth in the publication entitled "Guidelines and Principles for Accreditation of Programs in Professional Psychology", July 1, 2005, which is available for inspection and distribution at cost from the Board of Psychology, Bureau of Health Professions, Michigan Department of Community Health, 611 West Ottawa, Lansing, MI 48909. Copies of the guidelines are available at no cost from the American Psychological Association, 750 First Street NE, Washington, DC 20002-4242 or at the association's website at <http://www.apa.org>.

(c) The accreditation standards of the Canadian Psychological Association as set forth in the publication entitled "Accreditation Standards and Procedures for Doctoral Programmes and Internships in Professional Psychology", June 2002, which is available for inspection and distribution at cost from the Board of Psychology, Bureau of Health Professions, Michigan Department of Community Health, 611 West Ottawa, Lansing, MI 48909. Copies of the accreditation standards are available at no cost from the Canadian Psychological Association, 141 Laurier Avenue West, Suite 702, Ottawa, ON K1P 5J3 or at the association's website at <http://www.cpa.ca/accreditation>.

(4) Completion of a doctoral program in psychology that has obtained the national register's and association of state and provincial psychology boards' designation or accreditation by either the American Psychological Association or the Canadian Psychological Association shall be evidence of completion of a program acceptable to the department and approved by the board. This subrule takes effect June 30, 2009.

History: 1954 ACS 100, Eff. Sept. 15, 1979; 1979 AC; 1979 ACS 12, Eff. Dec. 1, 1982; 2003 MR 18, Eff. Oct. 8, 2003; 2007 MR 15, Eff. Aug. 14, 2007.

R 338.2512

Source: 1997 AACs.

R 338.2513

Source: 1982 AACs.

R 338.2514 Advertising.

Rule 14. (1) "Advertising" means any representation that includes all of the following:

- (a) Is purchased by or for a licensee.
 - (b) Offers or describes psychological services or abilities.
 - (c) Is likely to be perceived by a reasonable member of the public as an advertisement.
- (2) A psychologist licensed under MCL 333.18223(1) may advertise unless such advertising is false or misleading. Advertising is false or misleading if it is any of the following:
- Inaccurate.
 - Exaggerated.
 - Deceptive.
 - (d) Omits a material fact that misleads or deceives the public.
 - (e) Creates unjustified expectations.
 - (f) Causes confusion or misunderstanding by the public.
- (3) A psychologist licensed under MCL 333.18223(1) who employs a limited licensed psychologist or a temporary limited licensed psychologist, who is licensed under MCL 333.18223(2), may advertise the individual's identity and qualifications. The advertisement shall do all of the following:
- (a) Identify the individual's employer.
 - (b) Identify the individual as either a "limited licensed psychologist" or a "temporary limited licensed psychologist." Abbreviations or acronyms of the title are not permitted.
 - (c) Clearly and conspicuously display 1 or both of the following statements, as appropriate: "A Limited Licensed Psychologist may practice under the supervision of a Licensed Psychologist," or "A Temporary Limited Licensed Psychologist may practice under the supervision of a Licensed Psychologist."
 - (4) A limited licensed psychologist or a temporary limited licensed psychologist is prohibited from advertising or making any other representation to the public that leads the public to believe the individual is engaging in the practice of psychology. This subrule does not prohibit a limited licensed psychologist or a temporary limited licensed psychologist from buying, printing, and using business cards or letterhead for purposes of identification.
 - (5) An advertisement that identifies or names persons other than psychologists possessing a Michigan license or a Michigan limited license shall clearly disclose the professional identity of such persons.

Annual Administrative Code Supplement
2007 Edition

(6) Licensed psychologists shall ensure their advertisements do not conflict with these rules. Licensed psychologists have the affirmative duty to review the final version of all paid advertisements before release to the public.

History: 1979 ACS 12, Eff. Dec. 1, 1982; 2003 MR 18, Eff. Oct. 8, 2003; 2007 MR 15, Eff. Aug. 14, 2007.

R 338.2515 Prohibited conduct.

Rule 15. Prohibited conduct includes, but is not limited to, the following acts or omissions by any individual covered by these rules:

- (a) Engaging in harassment or unfair discrimination based on age, gender, gender identity, race, ethnicity, culture, national origin, religion, sexual orientation, disability, or socio-economic status, or any basis proscribed by law.
- (b) Involvement in a multiple relationship with a current or former patient or a member of his or her immediate family, when there is a risk of harm or exploitation to the patient. As used in this rule, "multiple relationship" means a relationship in which a licensee is in a professional role with an individual and 1 of the following occurs at the same time:
 - (i) The licensee is in another role with the same individual.
 - (ii) The licensee is in a relationship with an individual closely associated with or related to the individual with whom the licensee has the professional relationship.
 - (iii) The licensee promises to enter into another relationship in the future with the individual or with an individual closely associated with or related to the individual.
- (c) Taking on a professional role when personal, scientific, professional, legal, financial, or other relationships could impair the exercise of professional discretion or make the interests of a patient, supervisee, or student secondary to those of the licensee.
- (d) Taking advantage of any professional relationship or exploiting others to further the licensee's personal, religious, political, business, or financial interests, including inducing a patient, supervisee, or student to solicit business on behalf of the licensee.
- (e) Soliciting or engaging in a sexual relationship with a current supervisee or student.
- (f) Soliciting or engaging in a sexual relationship with a current patient or a member of his or her immediate family.
- (g) Soliciting or engaging in a sexual relationship with a former patient or a member of his or her immediate family within 2 years after the termination of the treatment or professional relationship. Disciplinary action is not precluded against a licensee who has a sexual relationship with a former patient or a member of his or her immediate family more than 2 years after the termination of treatment when there is a risk of harm or exploitation to the former patient.
- (h) Willful or negligent failure to arrange for the continuity of necessary therapeutic service.

History: 2007 MR 15, Eff. Aug. 14, 2007.

R 338.2516 Patient records; retention; disposition; confidentiality.

Rule 16. (1) Patient records shall be preserved for a minimum of 7 years.

(2) Any individual covered by these rules shall store and dispose of written, electronic and other patient records so as to ensure their confidentiality, except as otherwise provided by law or pursuant to the written authorization of a patient specifically requesting or authorizing release or disclosure of the patient's psychological records.

History: 2007 MR 15, Eff. Aug. 14, 2007.

REAL ESTATE SCHOOLS

R 338.2601

Source: 1997 AACs.

R 338.2602

Source: 1997 AACs.

R 338.2603

Source: 1997 AACs.

R 338.2604

Source: 1997 AACs.

R 338.2605

Source: 1997 AACs.

Annual Administrative Code Supplement
2007 Edition

R 338.2606
Source: 1997 AACS.

R 338.2607
Source: 1997 AACS.

R 338.2608
Source: 1997 AACS.

R 338.2609
Source: 1997 AACS.

R 338.2610
Source: 1997 AACS.

R 338.2611
Source: 1997 AACS.

R 338.2612
Source: 1997 AACS.

R 338.2613
Source: 1997 AACS.

R 338.2614
Source: 1997 AACS.

R 338.2615
Source: 1997 AACS.

R 338.2616
Source: 1997 AACS.

R 338.2617
Source: 1997 AACS.

R 338.2618
Source: 1997 AACS.

R 338.2619
Source: 1997 AACS.

REAL ESTATE BROKERS AND SALESMEN

R 338.2701
Source: 1997 AACS.

R 338.2703
Source: 1997 AACS.

R 338.2721
Source: 1997 AACS.

R 338.2722
Source: 1997 AACS.

R 338.2723
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2724
Source: 1997 AACS.

R 338.2725
Source: 1997 AACS.

R 338.2726
Source: 1997 AACS.

R 338.2727
Source: 1997 AACS.

R 338.2728
Source: 1997 AACS.

R 338.2729
Source: 1997 AACS.

R 338.2730
Source: 1997 AACS.

R 338.2731
Source: 1997 AACS.

R 338.2732
Source: 1997 AACS.

R 338.2733
Source: 1997 AACS.

R 338.2734
Source: 1997 AACS.

R 338.2735
Source: 1997 AACS.

R 338.2736
Source: 1997 AACS.

R 338.2737
Source: 1997 AACS.

R 338.2738
Source: 1997 AACS.

R 338.2739
Source: 1997 AACS.

R 338.2740
Source: 1997 AACS.

R 338.2741
Source: 1997 AACS.

R 338.2742
Source: 1997 AACS.

R 338.2743

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.2744

Source: 1997 AACS.

R 338.2745

Source: 1997 AACS.

R 338.2746

Source: 1997 AACS.

R 338.2747

Source: 1997 AACS.

R 338.2748

Source: 1997 AACS.

R 338.2749

Source: 1997 AACS.

R 338.2750

Source: 1997 AACS.

R 338.2751

Source: 1997 AACS.

R 338.2752

Source: 1997 AACS.

R 338.2753

Source: 1997 AACS.

R 338.2754

Source: 1997 AACS.

R 338.2755

Source: 1997 AACS.

R 338.2756

Source: 1997 AACS.

R 338.2757

Source: 1997 AACS.

R 338.2758

Source: 1997 AACS.

R 338.2759

Source: 1997 AACS.

R 338.2760

Source: 1997 AACS.

R 338.2761

Source: 1997 AACS.

R 338.2762

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2763
Source: 1997 AACS.

R 338.2764
Source: 1997 AACS.

R 338.2765
Source: 1997 AACS.

R 338.2766
Source: 1997 AACS.

R 338.2767
Source: 1997 AACS.

R 338.2768
Source: 1997 AACS.

R 338.2769
Source: 1997 AACS.

R 338.2770
Source: 1997 AACS.

R 338.2771
Source: 1997 AACS.

R 338.2772
Source: 1997 AACS.

R 338.2773
Source: 1997 AACS.

R 338.2774
Source: 1997 AACS.

R 338.2775
Source: 1997 AACS.

R 338.2776
Source: 1997 AACS.

R 338.2777
Source: 1997 AACS.

R 338.2778
Source: 1997 AACS.

R 338.2779
Source: 1997 AACS.

R 338.2780
Source: 1997 AACS.

R 338.2781
Source: 1997 AACS.

R 338.2782

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACs.

R 338.2783

Source: 1997 AACs.

R 338.2784

Source: 1997 AACs.

R 338.2785

Source: 1997 AACs.

R 338.2786

Source: 1997 AACs.

NURSING HOME ADMINISTRATORS

R 338.2801

Source: 1997 AACs.

R 338.2802

Source: 1997 AACs.

R 338.2803

Source: 1997 AACs.

R 338.2804

Source: 1997 AACs.

R 338.2805

Source: 1997 AACs.

R 338.2806

Source: 1997 AACs.

R 338.2807

Source: 1997 AACs.

R 338.2808

Source: 1997 AACs.

R 338.2809

Source: 1997 AACs.

R 338.2810

Source: 1997 AACs.

R 338.2811

Source: 1997 AACs.

R 338.2812

Source: 1997 AACs.

R 338.2813

Source: 1997 AACs.

R 338.2814

Source: 1997 AACs.

Annual Administrative Code Supplement
2007 Edition

R 338.2815
Source: 1997 AACS.

R 338.2816
Source: 1997 AACS.

R 338.2817
Source: 1997 AACS.

R 338.2818
Source: 1997 AACS.

R 338.2819
Source: 1997 AACS.

NURSING HOME ADMINISTRATORS—CONTINUING EDUCATION

R 338.2841
Source: 1997 AACS.

R 338.2842
Source: 1997 AACS.

R 338.2843
Source: 1997 AACS.

R 338.2844
Source: 1997 AACS.

R 338.2845
Source: 1997 AACS.

R 338.2846
Source: 1997 AACS.

R 338.2847
Source: 1997 AACS.

R 338.2848
Source: 1997 AACS.

R 338.2849
Source: 1997 AACS.

DEPARTMENT OF COMMUNITY HEALTH

DIRECTOR'S OFFICE

SOCIAL WORK - GENERAL RULES

R 338.2901
Source: 2005 AACS.

R 338.2902
Source: 1997 AACS.

R 338.2903
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2904
Source: 1997 AACS.

R 338.2905
Source: 2003 AACS.

R 338.2906
Source: 2005 AACS.

R 338.2906a
Source: 2005 AACS.

R 338.2907
Source: 1997 AACS.

R 338.2907a
Source: 2005 AACS.

R 338.2907b
Source: 2005 AACS.

R 338.2908
Source: 2005 AACS.

R 338.2908a
Source: 2003 AACS.

R 338.2908b
Source: 2005 AACS.

R 338.2908c
Source: 2005 AACS.

R 338.2908d
Source: 2005 AACS.

R 338.2908e
Source: 2005 AACS.

R 338.2908f
Source: 2005 AACS.

R 338.2908g
Source: 2005 AACS.

R 338.2908h
Source: 2005 AACS.

R 338.2908i
Source: 2005 AACS.

R 338.2908j
Source: 2005 AACS.

R 338.2908k
Source: 2005 AACS.

R 338.2908l
Source: 2005 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.2908m
Source: 2005 AACs.

R 338.2908n
Source: 2005 AACs.

R 338.2908o
Source: 2005 AACs.

R 338.2909
Source: 2005 AACs.

R 338.2910
Source: 2005 AACs.

R 338.2911
Source: 1997 AACs.

R 338.2912
Source: 1997 AACs.

R 338.2913
Source: 1997 AACs.

R 338.2914
Source: 1997 AACs.

R 338.2915
Source: 1997 AACs.

PHARMACY—CONTINUING EDUCATION

R 338.3041 Continuing education requirements; applicability.

Rule 1. (1) These rules apply to applications for renewal of a pharmacist's license. A renewal shall not be granted unless the applicant has fulfilled the requirements of these rules.

(2) An applicant who was originally licensed in Michigan less than 1 year before the renewal date is not required to comply with these rules.

(3) An applicant who was originally licensed in Michigan more than 1 year but less than 2 years before the renewal date shall have accumulated 15 hours of continuing education credits pursuant to these rules. An applicant under this subrule shall be exempt from the requirement of subrule (5) of this rule.

(4) Except as otherwise provided in subrules (2) and (3) of this rule, an applicant for renewal of a pharmacist's license shall furnish the board with satisfactory evidence that the applicant completed not less than 30 hours of continuing education credits acceptable to the board, as provided in R 338.3043, during the 2-year renewal period. An applicant shall comply with subdivisions (5), (6) and (7) of this subrule. This subrule takes effect July 1, 2007.

(5) An applicant shall obtain a minimum of 10 hours of continuing education credits by attending live courses or programs that provide for direct interaction between faculty and participants, including but not limited to, lectures, symposia, live teleconferences, and workshops. This subrule takes effect July 1, 2007.

(6) An applicant for license renewal shall complete in each renewal period at least 1 continuing education hour in pain management, as required under section 16204 of the code. This subrule takes effect July 1, 2007.

(7) An applicant may not earn more than 12 hours of continuing education in a day. This subrule takes effect July 1, 2007.

(8) Before applying to renew a license, an applicant shall possess certificates confirming continuing education credits awarded that are dated no later than the date the applicant submits the renewal application.

History: 1954 ACS 100, Eff. July 25, 1979; 1979 AC; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3043 Education courses and programs; standards for approval.

Rule 3. (1) The board shall approve continuing education courses or programs pursuant to the standards in this rule.

Annual Administrative Code Supplement
2007 Edition

(2) An organized continuing education course or program shall be a planned learning program designed to promote the continual development of knowledge, skills, and attitudes on the part of the pharmacist. The course or program shall be an individual organized educational experience under responsible sponsorship and capable direction and shall provide qualified instruction.

(3) A continuing education course or program shall be developed and presented by a sponsor and shall provide all of the following:

(a) Administrative support which ensures maintenance and availability of adequate records of participation.

(b) An adequate budget and resources.

(c) Appropriate, qualified, competent teaching staff.

(d) A statement of educational goals or measurable behavioral objectives, or both.

(e) Delivery methods that allow for active participation and involvement.

(f) Appropriate, adequate facilities.

(g) Evaluations of the participant and the provider.

(4) The accreditation council for pharmacy education (acpe) may certify a provider whose course or program was developed and presented in compliance with subrule (3) of this rule. The board may accept such certification as prima facie proof that a course or program meets the standards set forth in subrule (3) of this rule.

(5) A provider of a course or program that does not fall within subrule (4) of this rule may submit an application for approval. The application shall be submitted on a form provided by the board.

(6) A continuing education course or program shall include study in 1 or more of the following subjects:

(a) Social, psychological, economic, and legal aspects of health care delivery.

(b) The properties and actions of drugs and dosage forms.

(c) Etiology, characteristics, and therapeutics of the disease state.

(d) Emergency skills.

(e) Specialized professional services.

(f) Other areas of study that the board finds are designed to maintain or enhance a pharmacist's ability to deliver competent pharmacy services.

History: 1954 ACS 100, Eff. July 25, 1979; 1979 AC; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3044 Computation of credit hours.

Rule 4. (1) If an organized continuing education course or program is offered in segments of 50 to 60 minutes each, 1 hour of credit shall be given for each such segment. A pharmacist shall not be granted multiple credit for the same program of continuing education in the same licensure renewal period. For purposes of this rule, continuing education time shall exclude all of the following:

Coffee breaks.

Breakfast, lunch, or dinner breaks.

Any other breaks in the program.

(2) A pharmacist may earn 1 hour of continuing education credit for each hour devoted to a home study program offered through an acpe-approved provider or other instructional approaches that include an evaluation component including, but not limited to, on-line continuing education programs and journal articles, with a maximum of 20 continuing education hours obtained in each renewal period. A pharmacist shall not be granted multiple credit for the same program of continuing education in the same licensure renewal period.

(3) Two hours of continuing education credit may be earned for each hour spent in actually presenting a course or program which has been approved for continuing education credit. A presenter shall not be granted multiple credit for the same program of continuing education in the same licensure renewal period.

(4) Twelve hours of continuing education credit may be earned for each 1 academic quarter hour of postgraduate study of a course approved for continuing education credit given by an academic institution approved by the board.

(5) Eighteen hours of continuing education credit may be earned for each 1 academic semester hour of postgraduate study of course approved for continuing education credit given by an academic institution approved by the board.

History: 1954 ACS 100, Eff. July 25, 1979; 1979 AC; 1979 ACS 10, Eff. June 11, 1982; 2007 MR 4, Eff. Feb. 21, 2007.

CONTROLLED SUBSTANCES

PART 1. GENERAL PROVISIONS

R 338.3101

Annual Administrative Code Supplement
2007 Edition

Source: 2004 AACs.

R 338.3102 Definitions; I to P.

Rule 2. (1) As used in these rules:

(a) "Inventory" means all stocks in finished form of a controlled substance that is manufactured or otherwise acquired by a licensee, whether in bulk or commercial containers or contained in pharmaceutical preparations in the possession of the licensee.

(b) "Licensee" means a person who is licensed pursuant to section 7303 of the act.

(c) "Michigan automated prescription system (maps) claim form" means a form, to be determined by the department, that is in the format and includes the information as specified by the American Society for Automation in Pharmacy (ASAP) and contains the information specified in R 338.3162b.

(d) "National drug code number (ndc)" means a number that identifies the labeler/vendor, product, and package size and is assigned to each drug product listed under section 510, registration of producers of drugs and devices, of the federal food, drug, and cosmetic act.

(e) "Officer" means a state, county, or local law enforcement officer who has a duty to enforce the laws of this state.

(f) "Patient identifier" includes all of the following information about a patient:

(i) Full name.

(ii) Address, including zip code.

(iii) Date of birth.

(iv) Any 1 of the following:

(A) A Michigan driver's license number.

(B) An identification number obtained from a photo identification card issued by the state of Michigan.

(C) The number zero. Zeros shall be entered as the identification number, if the positive identification presented by the patient or the patient's agent or caregiver does not include a license number or an identification number, as listed in subparagraphs (A) and (B) of this paragraph.

(g) "Positive identification" means identification that includes a photograph of an individual in addition to his or her date of birth. Positive identification shall include an identification card issued by a governmental agency, provided the identification card meets the requirements of this rule.

(2) As used in part 5 of these rules:

(a) "Medical institution" means an inpatient health facility which is licensed or approved by the state and which directly or indirectly provides or includes pharmacy services.

(b) "Pharmacy services" means the direct and indirect patient care services associated with the practice of pharmacy.

History: 1954 ACS 77, Eff. Sept. 26, 1973; 1979 AC; 1979 ACS 4, Eff. Nov. 18, 1980; 1992 MR 5, Eff. June 13, 1992; 2002 MR 7, Eff. Apr. 11, 2002; 2002 MR 24, Eff. Jan. 7, 2003; 2004 MR 23, Eff. Dec. 2, 2004; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3104

Source: 2002 AACs.

R 338.3108

Source: 1992 AACs.

PART 2. SCHEDULES

R 338.3111

Source: 1995 AACs.

R 338.3113

Source: 2002 AACs.

R 338.3113a

Source: 2002 AACs.

R 338.3114

Source: 1986 AACs.

R 338.3114a

Annual Administrative Code Supplement
2007 Edition

Source: 2002 AACs.

R 338.3116

Source: 1994 AACs.

R 338.3117

Source: 2002 AACs.

R 338.3118

Source: 1992 AACs.

R 338.3119

Source: 1992 AACs.

R 338.3119a

Source: 2002 AACs.

R 338.3119b

Source: 1994 AACs.

R 338.3120 Schedule 3; stimulants; depressants; nalorphine.

Rule 20. (1) Unless specifically excepted or unless listed in another schedule, a material, compound, mixture, or preparation that contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers whether optical, position, or geometric, and the salts of such isomers, when the existence of such salts, isomers, and the salts of isomers is possible within the specific chemical designation, is included in schedule 3:

- (a) Benzphetamine.
- (b) Chlorphentermine.
- (c) Clortermine.
- (d) Phendimetrazine.

(2) Unless specifically excepted or unless listed in another schedule, a material, compound, mixture, or preparation that contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers whether optical, position, or geometric, and the salts of such isomers, when the existence of such salts, isomers, and the salts of isomers is possible within the specific chemical designation, is included in schedule 3:

Chlorhexadol.

Any drug product containing gamma hydroxybutyric acid, including its salts, isomers, and salts of isomers, for which an application is approved under section 505 of the federal food, drug, and cosmetic act of 1938, 21 U.S.C. §301 et seq.

Ketamine.

- (d) Lysergic acid.
- (e) Lysergic acid amide.
- (f) Methyprylon.
- (g) Pentazocine.
- (h) Sulfondiethylmethane.
- (i) Sulfonethylmethane.
- (j) Sulfonmethane.
- (k) Tiletamine-zolazepam.

(3) A compound, mixture, or preparation containing amobarbital, secobarbital, pentobarbital, or a salt thereof and 1 or more other active medicinal ingredients that are not listed in a schedule is included in schedule 3.

(4) A suppository dosage form which contains amobarbital, secobarbital, pentobarbital, or a salt of any of these drugs and which is approved by the food and drug administration for marketing only as a suppository is included in schedule 3.

(5) A substance that contains any quantity of a derivative of barbituric acid or any salt thereof is included in schedule 3.

(6) Nalorphine is included in schedule 3.

(7) Buprenorphine is included in schedule 3.

History: 1954 ACS 77, Eff. Sept. 26, 1973; 1954 ACS 79, Eff. June 18, 1974; 1954 ACS 86, Eff. Jan. 7, 1976; 1954 ACS 98, Eff. Jan. 11, 1979; 1954 ACS 99, Eff. Apr. 25, 1979; 1979 AC; 1979 ACS 10, Eff. Apr. 24, 1982; 1988 MR 9, Eff. Sept. 22, 1988; 1992 MR 5, Eff. June 13, 1992; 2002 MR 7, Eff. Apr. 11, 2002; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3121a

Source: 2002 AACs.

R 338.3122

Source: 1994 AACs.

R 338.3123 Schedule 4; depressants; drugs affecting the central nervous system: stimulants; exempt chemical preparations for industrial use; exceptions; narcotic drugs.

Rule 23. (1) Unless specifically excepted, a material, compound, mixture, or preparation that contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system, including its salts, isomers, and the salts of isomers when the existence of such salts, isomers, and the salts of isomers is possible within the specific chemical designation, is included in schedule 4:

- (a) Alprazolam.
- (b) Barbitol.
- (c) Bromazepam.
- (d) Camazepam.
- (e) Chloralbetaine.
- (f) Chloral hydrate.
- (g) Chlordiazepoxide.
- (h) Clobazam.
- (i) Clonazepam.
- (j) Clorazepate.
- (k) Clotiazepam.
- (l) Cloxazolam.
- (m) Dichloralphenazone.
- (n) Delorazepam.
- (o) Dextropropoxyphene.
- (p) Diazepam.
- (q) Estazolam.
- (r) Eszopiclone.
- (s) Ethchlorvynol.
- (t) Ethinamate.
- (u) Ethyl loflazepate.
- (v) Fludiazepam.
- (w) Flunitrazepam.
- (x) Flurazepam.
- (y) Halazepam.
- (z) Haloxazolam.
- (aa) Ketazolam.
- (bb) Loprazolam.
- (cc) Lorazepam.
- (dd) Lormetazepam.
- (ee) Mebutamate.
- (ff) Medazepam.
- (gg) Meprobamate.
- (hh) Methohexital.
- (ii) Methylphenobarbital (mephobarbital)
- (jj) Midazolam.
- (kk) Modafinil.
- (ll) Nimetazepam.
- (mm) Nitrazepam.
- (nn) Nordiazepam.
- (oo) Oxazepam.
- (pp) Oxazolam.
- (qq) Paraldehyde.
- (rr) Petrichloral.
- (ss) Phenobarbital.

Annual Administrative Code Supplement
2007 Edition

(tt) Pinazepam.
(uu) Prazepam.
(vv) Quazepam.
(ww) Temazepam.
(xx) Tetrazepam.
(yy) Triazolam.
(zz) Zaleplon.
(aaa) Zolpidem.

(2) Unless specifically excepted, a material, compound, mixture, or preparation that contains any quantity of fenfluramine having a potential for abuse associated with an effect on the central nervous system, including its salts, isomers, whether optical, position, or geometric, and the salts of such isomers when the existence of such salts, isomers, and the salts of isomers is possible, is included in schedule 4:

(3) Unless specifically excepted, a material, compound, mixture, or preparation that contains any quantity of the following substances having a potential for abuse associated with a stimulant effect on the central nervous system, including its salts, isomers, whether optical, position, or geometric, and the salts of such isomers when the existence of such salts, isomers, and the salts of isomers is possible within the specific chemical designation, is included in schedule 4:

Cathine ((+)-norpseudoephedrine).

Dexfenfluramine.

(c) Diethylpropion.

(d) Fencamfamin.

(e) Fenproporex.

(f) Mazindol.

(g) Mefenorex.

(h) Phentermine.

(i) Pemoline, including organometallic complexes and chelates thereof.

(j) Pipradrol.

(k) Sibutramine.

(l) SPA((-)-1-dimethylamino-1,2-diphenylethane).

(4) Unless specifically excepted or unless listed in another schedule, any natural compound, mixture, or prescription which contains butorphanol, including its optical isomers and its salts, is included in schedule 4.

(5) Chloral hydrate is designated as an exempt chemical preparation for industrial use when packaged in a sealed, oxygen free environment under nitrogen pressure and safeguarded against exposure to air.

(6) Unless specifically excepted or unless listed in another schedule, a material, compound, mixture, or preparation containing limited quantities of not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit or any salts thereof is included in schedule 4.

History: 1954 ACS 77, Eff. Sept. 26, 1973; 1954 ACS 79, Eff. June 18, 1974; 1954 ACS 86, Eff. Jan. 7, 1976; 1954 ACS 94, Eff. Jan. 6, 1978; 1954 ACS 99, Eff. Apr. 25, 1979; 1979 AC; 1979 ACS 9, Eff. Mar. 5, 1982; 1979 ACS 10, Eff. Apr. 24, 1982; 1984 MR 4, Eff. Apr. 19, 1984; 1985 MR 7, Eff. July 24, 1985; 1988 MR 9, Eff. Sept. 22, 1988; 1992 MR 5, Eff. June 13, 1992; 1994 MR 4, Eff. Apr. 21, 1994; 2002 MR 7, Eff. Apr. 11, 2002; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3125 Schedule 5; narcotics added to nonnarcotic compounds.

Rule 25. (1) Schedule 5 includes the drug pregabalin by whatever official, common, usual, chemical, or brand name designated.

(2) A compound, mixture, or preparation containing any of the following limited quantities of narcotic drugs or salts thereof, which includes 1 or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation a valuable medicinal quality other than that possessed by the narcotic drug alone, is included in schedule 5:

(a) Not more than 200 milligrams of codeine per 100 milliliters or per 100 grams, and not more than 10 milligrams per dosage unit.

(b) Not more than 100 milligrams of dihydrocodeine per 100 milliliters or per 100 grams, and not more than 4 milligrams per dosage unit.

(c) Not more than 100 milligrams of ethylmorphine per 100 milliliters or per 100 grams, and not more than 5 milligrams per dosage unit.

(d) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams, and not more than 5 milligrams per dosage unit.

(e) Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit.

Annual Administrative Code Supplement
2007 Edition

(f) Not more than 0.5 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.

(3) Unless specifically exempted or excluded or unless listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of either of the following substances which have a stimulate effect on the central nervous system, including its salts, isomers, and salts of isomers, is included in schedule 5:

(a) Propylhexedrine.

(b) Pyrovalerone.

History: 1954 ACS 77, Eff. Sept. 26, 1973; 1954 ACS 94, Eff. Jan. 6, 1978; 1954 ACS 99, Eff. Apr. 25, 1979; 1979 AC; 1985 MR 8, Eff. Sept. 19, 1985; 1994 MR 4, Eff. Apr. 21, 1994; 2002 MR 7, Eff. Apr. 11, 2002; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3126

Source: 2002 AACS.

R 338.3127

Source: 2002 AACS.

R 338.3129

Source: 1992 AACS.

PART 3. LICENSES

R 338.3131

Source: 1997 AACS.

R 338.3132 Activities requiring separate licenses.

Rule 32. (1) The following activities are deemed to be independent of each other, shall be conducted under separate licenses, and shall comply with all of the requirements and duties prescribed by law for persons who are licensed to engage in such coincidental activities:

(a) Manufacturing and distributing a controlled substance. A person who is licensed to manufacture a controlled substance listed in schedules 2 to 5 may conduct chemical analysis and research with a substance that is listed in the schedules.

(b) Dispensing a controlled substance listed in schedules 2 to 5. A physician who is licensed to prescribe or dispense controlled substances listed in schedules 2 to 5 may conduct research with those substances.

(c) Conducting research and instructional activity with a controlled substance listed in schedule 1 as follows:

(i) A person who is licensed to conduct research with controlled substances listed in schedule 1 may do both of the following:

(A) Manufacture the substances as set forth in the research protocol that is filed and approved by the federal food and drug administration and the drug enforcement administration (DEA) pursuant to the provisions of 21 C.F.R. §1301.18 and submitted with the application for licensure. The Code of Federal Regulations, Title 21, Food and Drugs, part 1301, containing §1301.18 is available free of charge via the Internet at web-site <http://www.gpoaccess.gov>. Printed copies may be purchased by mail order from the United States Government Printing Office, Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954, USA, by calling toll free at 1-866-512-1800, or via the Internet at web-site <http://bookstore.gpo.gov> at a cost of \$24.00 as of the time of adoption of these amendments. Printed copies of 21 C.F.R. §1301.18 also are available for inspection and for distribution to the public at cost at the Department of Community Health, Bureau of Health Professions, Ottawa Building – First Floor, 611 West Ottawa, Lansing, MI 48909.

(B) Distribute the substances to other persons who are licensed or authorized to conduct research or chemical analysis with the schedule 1 substances.

(ii) A licensed physician who is authorized to conduct research with schedule 1 substances under federal law may conduct research with those substances, upon furnishing the administrator with evidence of that federal authorization. A separate license is not required for the research activity.

(d) Conducting research with a controlled substance listed in schedules 2 to 5. A person who is licensed or authorized to conduct research with the controlled substances listed in schedules 2 to 5 may conduct chemical analysis with the substances listed in those schedules, manufacture the substances if, and to the extent that, such manufacture is set forth in a statement filed with the application for licensure, distribute the substances to other persons who are licensed or authorized to conduct research, chemical analysis, or instructional activity with the substances, and conduct instructional activities with the substances.

(e) Conducting instructional activities with a controlled substance listed in schedules 2 to 5.

(f) Prescribing, dispensing, or administering a controlled substance to a drug-dependent person in a drug treatment and

Annual Administrative Code Supplement
2007 Edition

rehabilitation program.

(g) Conducting chemical analysis with a controlled substance listed in any schedule. A person who is licensed or authorized to conduct chemical analysis with all controlled substances may manufacture such substances for analytical or instructional purposes, distribute the substances to other persons who are licensed or authorized to conduct chemical analysis, instructional activity or research with the substances, and conduct instructional activities with the substances.

(2) A separate license is required for each principal place of business or professional practice. A principal place of business or a professional practice is the physical location where controlled substances are manufactured, grown, cultivated, processed, or by other means produced or prepared, distributed, stored, or dispensed by a licensee.

(3) If a principal place of business or professional practice consists of multiple locations, then each location shall obtain a separate controlled substance license if controlled substances are received, stored, administered, or dispensed at that location.

(4) A prescriber or practitioner who holds a controlled substance license to prescribe, administer, or dispense controlled substances at a principal place of business or professional practice consisting of multiple locations shall not be required to obtain a separate controlled substance license for each physical location of the principal place of business or professional practice if the prescriber or practitioner only prescribes at the location.

(5) A pharmacist who holds a controlled substance license may dispense from any licensed pharmacy.

(6) A separate controlled substances license is required, as provided in R 338.3154(4), when controlled substances are stored in an automated device and the automated device is not located at the same address as the pharmacy responsible for the device.

History: 1954 ACS 77, Eff. Sept. 26, 1973; 1954 ACS 87, Eff. May 26, 1976; 1979 AC; 1992 MR 5, Eff. June 13, 1992; 2002 MR 7, Eff. Apr. 11, 2002; 2004 MR 23, Eff. Dec. 2, 2004; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3133

Source: 2002 AACS.

R 338.3134

Source: 2002 AACS.

R 338.3136

Source: 2002 AACS.

R 338.3137

Source: 1992 AACS.

R 338.3138

Source: 2002 AACS.

R 338.3139

Source: 2002 AACS.

PART 4. SECURITY

R 338.3141

Source: 2002 AACS.

R 338.3143

Source: 2002 AACS.

R 338.3145

Source: 2002 AACS.

PART 5. RECORDS

R 338.3151

Source: 2002 AACS.

R 338.3152

Source: 2002 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.3153

Source: 2002 AACCS.

R 338.3153a

Source: 2002 AACCS.

R 338.3154 Medication records in medical institutions.

Rule 54. (1) A patient's chart shall constitute a record of medications ordered for, and actually administered to, a patient of medical institutions.

(2) Medication records are required for all controlled substances listed in schedules 2, 3, 4, and 5 of R 338.3116 to R 338.3125. At a minimum, these records shall include all of the following information:

- (a) The number of doses of controlled substances purchased.
 - (b) The number of doses dispensed to individual patients or distributed to nursing stations or both.
 - (c) The number of doses administered.
 - (d) The number of doses dispensed, but not administered, to the patient.
 - (e) An annual physical inventory and status of any discrepancies between the inventory and the records of acquisition and the dispensing records.
- (3) If the controlled substance is not dispensed to an individual patient, all of the following provisions shall be complied with:
- (a) Medication records for those controlled substances in schedules 2, 3, 4, and 5 of R 338.3116 to R 338.3125 shall be maintained.
 - (b) Distribution of a controlled substance to a nursing unit shall not be more than 25 doses per container.
 - (c) A distribution record for each multiple of 25 doses shall be used to account for delivery to a nursing unit. The record shall include all of the following information:
 - (i) The name and dose of the controlled substance.
 - (ii) The quantity of the substance.
 - (iii) The date of delivery.
 - (iv) The location of the nursing unit.
 - (v) The name of the distributing pharmacy and address if a different location from the medical institution.
 - (vi) Name of distributing pharmacist.
 - (vii) The name of the individual on the nursing unit who receives the substance.
 - (d) A proof of use record shall be maintained to account for all doses of an administered substance. The record shall include all of the following:
 - (i) The name of the substance.
 - (ii) The dose administered.
 - (iii) The date and time a dose was administered.
 - (iv) The name of the patient.
 - (v) The signature of the individual who administered the dose.
 - (e) Subrule 3 of this rule does not apply to automated dispensing devices.
- (4) If a controlled substance or any medication or device is dispensed from an automated device, then documentation as to the type of equipment, serial numbers, content, policies, procedures, and location within the facility shall be maintained on-site in the pharmacy for review by the department. When patient medication is stocked in an automated device, the pharmacy responsible for the device shall obtain an additional controlled substance license for each hospital, county medical care facility, nursing home, hospice, or other skilled nursing facility as defined in 1978 PA 368, MCL 333.20109, when the pharmacy is not located at the same address as the facility and controlled substances are dispensed from the automated device. The documentation shall include at least all of the following information:
- (a) Name and address of the pharmacy or facility responsible for the operation of the automated device.
Manufacturer name and model number.
 - (c) Quality assurance policy and procedure to determine continued appropriate use and performance of the automated device.
 - (d) Policy and procedure for system operation that includes all of the following:
 - (i) Safety.
 - (ii) Security.
 - (iii) Accuracy.
 - (iv) Patient confidentiality.
 - (v) Access.
 - (vi) Controlled substances.

Annual Administrative Code Supplement
2007 Edition

- (vii) Data retention or archival.
 - (viii) Definitions.
 - (ix) Downtime procedures.
 - (x) Emergency procedures.
 - (xi) Inspection.
 - (xii) Installation requirements.
 - (xiii) Maintenance.
 - (xiv) Medication security.
 - (xv) Quality assurance.
 - (xvi) Medication inventory.
 - (xvii) Staff education and training.
 - (xviii) System set-up and malfunction.
 - (xix) List of medications qualifying for emergency dose removal without pharmacist prior review of the prescription or medication order.
- (5) Automated devices shall have adequate security systems and procedures, evidenced by written pharmacy policies and procedures that document all of the following information:
- Prevention of unauthorized access or use.
 - Compliance with any applicable federal and state regulations.
 - Maintenance of patient confidentiality.
- (6) Records and electronic data kept by automated devices shall meet all of the following requirements:
- (a) All events involving access to the contents of the automated devices shall be recorded electronically.
 - (b) Records shall be maintained by the pharmacy responsible for the device and shall be readily retrievable. The records shall include all of the following information:
 - (i) The unique identity of device accessed.
 - (ii) Identification of the individual accessing the device.
 - (iii) The type of transaction.
 - (iv) The name, strength, dosage form and quantity of the drug accessed.
 - (v) The name of the patient for whom the drug was ordered.
 - (vi) Identification of the pharmacist checking for the accuracy of the medications to be stocked or restocked in the device.
 - (vii) If the pharmacist delegates the stocking of the device, then technologies shall be in place and utilized to ensure that the correct drugs are stocked in their appropriate assignment utilizing a board-approved error prevention technology that is in compliance with R 338.490. This subdivision takes effect April 11, 2003.
 - (viii) Additional information as the pharmacist may deem necessary.
- (7) For medication removed from the system for on-site patient administration, the system shall document all of the following information:
- (a) The name of the patient.
 - (b) The date and time medication was removed from the device.
 - (c) The name, initials, or other unique identifier of the person removing the drug.
 - (d) The name, strength, and dosage form of the drug. The documentation may be on paper or electronic medium.
 - (8) The automated device shall provide a mechanism for securing and accounting for medications once removed from and subsequently returned to, the automated device return bin. Neither medication nor a device may be returned directly to the system for immediate reissue or reuse. Medication or devices once removed shall not be reused or reissued, except as indicated in R 338.486(7).
 - (9) The automated device shall provide a mechanism for securing and accounting for wasted or discarded medications.
 - (10) The internal quality assurance documentation for the use and performance of the automated device shall include at least all of the following:
 - (a) Safety monitors that include wrong medications removed and administered to patient.
 - (b) Accuracy monitors that include filling errors and wrong medications removed.
 - (c) Security monitors that include unauthorized access, patients not in the system, system security breaches, and controlled substance audits.
 - (d) Policies that establish corrective measures taken to address the problems and errors identified in the internal quality assurance program and its integration to the overall quality assurance policies.
 - (11) Policy and procedures for the use of the automated device shall include a requirement for pharmacist review of the prescription or medication order before system profiling or removal of any medication from the system for immediate patient administration. This subrule does not apply to the following situations:
 - (a) The system is being used as an after-hours cabinet for medication dispensing in the absence of a pharmacist as provided in

Annual Administrative Code Supplement
2007 Edition

R 338.486(4)(i).

(b) The system is being used in place of an emergency kit as provided in R 338.486(4)(c).

(c) The system is being accessed to remove medication required to treat the emergent needs of a patient as provided in R 338.486(4)(c). A sufficient quantity to meet the emergent needs of the patient may be removed until a pharmacist is available to review the medication order.

(d) In each of the situations specified in subdivisions (a) to (c) of this subrule, a pharmacist shall review the orders and authorize any further dispensing within 48 hours.

(12) A copy of all pharmacy policies and procedures related to the use of an automated device shall be maintained at the pharmacy responsible for the device's specific location and be available for review by an agent of the board.

(13) A controlled substance that is maintained at a nursing unit shall be stored in a securely locked cabinet or medication cart that is accessible only to an individual who is responsible for the administration or distribution of the medication.

(14) Records and documents required under this rule shall be maintained or controlled by the pharmacy responsible for the device for 2 years.

(15) An individual who is responsible for administering a controlled substance or a portion thereof shall record the quantity, disposition and an explanation of the destruction of the controlled substance on the proper accountability record. If the institution has a policy that reflects current practice standards and delineates the method of destruction, an explanation would only be required if policy was not followed.

History: 1954 ACS 77, Eff. Sept. 26, 1973; 1979 AC; 1979 ACS 4, Eff. Nov. 18, 1980; 1992 MR 5, Eff. June 13, 1992; 2002 MR 7, Eff. Apr. 11, 2002; 2007 MR 4, Eff. Feb. 21, 2007.

PART 6. DISPENSING AND ADMINISTERING CONTROLLED SUBSTANCE PRESCRIPTIONS

R 338.3161 Controlled substance prescriptions.

Rule 61. (1) A prescription that is issued for a controlled substance shall be dated and signed when issued and shall contain all of the following information:

(a) The full name and address of the patient for whom the substance is being prescribed.

(b) The prescriber's drug enforcement administration (dea) registration number, printed name, address, and professional designation.

(c) The drug name, strength, and dosage form.

(d) The quantity prescribed. For a prescription received in writing, the prescription shall contain the quantity in both written and numerical terms. A written prescription is in compliance if it contains preprinted numbers representative of the quantity next to which is a box or line the prescriber may check.

(e) The directions for use.

(f) In addition, if the prescription is for an animal, then the species of the animal and the full name and address of the owner.

(2) A written prescription for a controlled substance in schedules 2 to 5 shall be written legibly with ink or an indelible pencil, or prepared using a printer and shall be signed by the prescriber.

(3) An agent of the prescriber may prepare a prescription for the signature of the prescriber, but, pursuant to the act, the prescriber is liable if the prescription does not conform to these rules. A pharmacist who dispenses a controlled substance pursuant to a prescription not prepared in the form required by these rules is liable pursuant to the act.

(4) If the controlled substance prescription or order in a medical institution is issued pursuant to delegation under R 338.2304, R 338.2305, R 338.108a, or R 338.108b then the printed name of the delegatee, the licensure designation, the delegating prescriber, and the signature of the delegatee shall be on the written prescription. In medical facilities, orders shall contain the signatures of the delegatee and the printed name of the delegating prescriber.

(5) A prescription shall not be issued by a prescriber to obtain a stock of a controlled substance for the purpose of dispensing or administering the substance to patients.

(6) A prescriber shall not prescribe a controlled and noncontrolled substance on the same prescription form.

History: 1954 ACS 77, Eff. Sept. 26, 1973; 1979 AC; 1992 MR 5, Eff. June 13, 1992; 1994 MR 4, Eff. Apr. 21, 1994; 2002 MR 7, Eff. Apr. 11, 2002; 2002 MR 24, Eff. Jan. 7, 2003; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3162 Dispensing by pharmacists; delivery of controlled substances.

Rule 62. (1) A controlled substance shall be dispensed by a pharmacist or a pharmacy intern in the presence, and under the immediate supervision, of a pharmacist.

(2) A pharmacist shall require positive identification of individuals to whom controlled substances are dispensed or delivered when the individual is not known to the pharmacist or pharmacy employees. The following provide for waiver of this requirement:

(a) When positive identification is not available and a pharmacist, who in exercising his or her professional judgment,

Annual Administrative Code Supplement
2007 Edition

determines that a delay in dispensing the controlled substance may be detrimental to a patient.

(b) Subdivision (a) of this subrule does not exempt a pharmacist from the requirement to submit a patient identifier, as defined in R 338.3102(1)(f).

(3) The dispensing pharmacist and pharmacy are responsible for compliance with this rule.

(4) Except as provided by R 338.3162a, a pharmacist may dispense a controlled substance which is listed in schedules 3 to 5 and which is a prescription drug pursuant to the provisions of the federal food, drug, and cosmetic act of 1991, 21 U.S.C. §201.100(b)(i) et seq., only pursuant to a written, electronically transmitted, or oral order of a prescriber that contains all of the required information under R 338.3161, except that the signature of the prescriber is not required if the controlled substance is obtained pursuant to an oral order.

(5) If an oral order for a controlled substance listed in schedule 3 to 5 is transmitted by the prescriber's agent under delegation then all of the following shall be recorded on the prescription generated at the pharmacy:

The information required by R 338.3161.

The transmitting agent's identity.

The individual who received the prescription at the pharmacy.

(6) Only an order that is issued in the usual course of professional treatment or in the course of legitimate and authorized research is a prescription.

History: 1954 ACS 77, Eff. Sept. 26, 1973; 1979 AC; 1993 MR 5, Eff. May 29, 1993; 2002 MR 7, Eff. Apr. 11, 2002; 2002 MR 24, Eff. Jan. 7, 2003; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3162a

Source: 2002 AACS.

R 338.3162b Electronic system for monitoring schedules 2, 3, 4, and 5 controlled substances.

Rule 62b. (1) A pharmacist, dispensing prescriber, and veterinarian licensed under Part 177 who dispenses a prescription drug which is a controlled substance listed in schedules 2 to 5 or a pharmacy licensed by the state that dispenses in this state or dispenses to an address in this state a controlled substance listed in schedules 2 to 5 shall report to the department or the department's contractor by means of an electronic data transmittal process the following information for each prescription of a schedules 2 to 5 controlled substance prescription dispensed:

(a) The patient identifier, as defined in R 338.3102(1)(f). The following apply:

(i) An identification number, as specified in R 338.3102(1)(f)(iv)(A) or (B), is not required for patients under the age of 16.

(ii) If the patient is under 16 years of age, zeroes shall be entered as the identification number.

(iii) If the patient is an animal, positive identification of the animal's owner that meets the requirements of R 338.3102(1)(f)(iv).

(b) The name of the controlled substance dispensed.

(c) The metric quantity of the controlled substance dispensed.

(d) The national drug code number (ndc) of the controlled substance dispensed.

(e) The date of issue of the prescription.

(f) The date of dispensing.

(g) The estimated days of supply of the controlled substance dispensed.

(h) The prescription number assigned by the dispenser.

(i) The dea registration number of the prescriber and the dispensing pharmacy.

(j) The Michigan license number of the dispensing pharmacy.

(2) A pharmacist, dispensing prescriber, or veterinarian may presume that the patient identification information provided by a patient or a patient's representative is correct.

History: 2002 MR 24, Eff. Jan. 7, 2003; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3162c Format for electronic transmission of data; waiver.

Rule 62c. (1) A pharmacist, dispensing prescriber, or veterinarian who dispenses a prescription drug which is a controlled substance listed in schedules 2 to 5 shall transmit the data, as specified under R 338.3162b, by electronic media or other means as approved by the department or the department's contractor.

(2) The data shall be transmitted in the format established by the american society for automation in pharmacy (asap) telecommunications format for controlled substances.

(3) A pharmacist, dispensing prescriber, or veterinarian who dispenses controlled substances and who does not have an automated record-keeping system capable of producing an electronic report in the format established by subrule (2) of this rule may request a waiver from electronic reporting. The request shall be made in writing to the department.

Annual Administrative Code Supplement
2007 Edition

(4) A pharmacist, dispensing prescriber, or veterinarian may be granted a waiver, if he or she demonstrates an inability to report as required by R 338.3162b and he or she agrees in writing to report the data to the department or the department's contractor by submitting a completed maps claim form as defined in R 338.3102(c) or transmitting data via an internet web portal that is provided by the Department or the Department's contractor for this purpose.

History: 2002 MR 24, Eff. Jan. 7, 2003; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3162d Required reporting of prescription data; error reporting.

Rule 62d. (1) A pharmacist, pharmacy, dispensing prescriber, or veterinarian shall report all schedules 2 to 5 controlled substances dispensed beginning on the date that these amendatory rules take effect.

(2) The data required by R 338.3162b shall be forwarded by on-line transmission, computer diskette, compact disk, or other approved medium, as specified in R 338.3162c to the department or the department's contractor twice monthly, by the first calendar day and the 15th calendar day of each month immediately following the month in which the prescription was dispensed, and shall include the data for all controlled substances dispensed since the previous transmission or report. A pharmacist, pharmacy, dispensing prescriber, or veterinarian may choose 2 different dates to report each month, provided that they are within 2 calendar days of the first calendar day and the 15th calendar day of each month and they include all controlled substances dispensed since the previous transmission or report.

(3) For each pharmacist, pharmacy, dispensing prescriber, or veterinarian who does not have the capacity to forward the information as specified in R 338.3162b, the information shall be mailed or delivered to a location specified by the department or the department's contractor twice monthly by the first calendar day and the 15th calendar day of the month following the month in which the prescription was dispensed, and shall include the data for all controlled substances dispensed since the previous transmission or report. The pharmacist, pharmacy, dispensing prescriber, or veterinarian may choose 2 different dates to report each month provided they are within 2 days of the first calendar day and the 15th calendar day of each month and they include all controlled substances dispensed since the previous transmission or report.

(4) The department or the department's contractor shall notify a pharmacist, pharmacy, dispensing prescriber, or veterinarian of an error in data reporting. Upon receiving notification of an error in data reporting, a pharmacist, pharmacy, dispensing prescriber, or veterinarian shall take appropriate measures to correct the error and transmit the corrected data to the department or the department's contractor within 15 days of being notified of the error.

(5) A pharmacist, pharmacy, dispensing prescriber, or veterinarian who fails to report the dispensing of a prescription for a controlled substance listed in schedules 2 to 5 as required, beginning on the date that these amendatory rules take effect, shall be subject to the penalty provisions in sections 16221, 17741, or 17768 in article 15 of the act.

History: 2002 MR 24, Eff. Jan. 7, 2003; 2007 MR 4, Eff. Feb. 21, 2007.

R 338.3162e

Source: 2002 AACs.

R 338.3164

Source: 2002 AACs.

R 338.3165

Source: 2002 AACs.

R 338.3166

Source: 2002 AACs.

R 338.3167

Source: 2002 AACs.

R 338.3168

Source: 2002 AACs.

R 338.3169

Source: 2002 AACs.

R 338.3170

Source: 2002 AACs.

PART 7. DISTRIBUTIONS

Annual Administrative Code Supplement
2007 Edition

R 338.3181
Source: 1992 AACS.

R 338.3182
Source: 1992 AACS.

R 338.3183
Source: 1992 AACS.

R 338.3185
Source: 1992 AACS.

R 338.3186
Source: 1992 AACS.

PART 8. ADMINISTRATIVE AND DISCIPLINARY PROCEEDINGS

R 338.3191
Source: 1997 AACS.

R 338.3192
Source: 1997 AACS.

R 338.3193
Source: 1997 AACS.

R 338.3194
Source: 1997 AACS.

R 338.3195
Source: 1997 AACS.

R 338.3196
Source: 1997 AACS.

R 338.3197
Source: 1997 AACS.

R 338.3198
Source: 1997 AACS.

R 338.3198a
Source: 1997 AACS.

R 338.3199
Source: 1997 AACS.

R 338.3199a
Source: 1997 AACS.

R 338.3199b
Source: 1997 AACS.

R 338.3199c
Source: 1997 AACS.

R 338.3199d
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.3199e
Source: 1997 AACS.

R 338.3199f
Source: 1997 AACS.

R 338.3199g
Source: 1997 AACS.

R 338.3199h
Source: 1997 AACS.

R 338.3199i
Source: 1997 AACS.

R 338.3199j
Source: 1997 AACS.

R 338.3199k
Source: 1997 AACS.

R 338.3199l
Source: 1997 AACS.

R 338.3199m
Source: 1997 AACS.

R 338.3199n
Source: 1997 AACS.

R 338.3199o
Source: 1997 AACS.

R 338.3199p
Source: 1997 AACS.

R 338.3199q
Source: 1997 AACS.

MOBILE HOME AND LAND RESOURCES DIVISION

LAND SALES

PART 1. GENERAL PROVISIONS

R 338.3201
Source: 1990 AACS.

R 338.3208
Source: 1990 AACS.

PART 3. REGISTRATION OF NONEXEMPT SUBDIVIDED LANDS

R 338.3239
Source: 1990 AACS.

PART 15. DECLARATORY RULINGS; INVESTIGATIONS; HEARINGS

Annual Administrative Code Supplement
2007 Edition

R 338.3461
Source: 1990 AACS.

DIRECTOR'S OFFICE
PODIATRY

PART 1. GENERAL PROVISIONS

R 338.3601
Source: 1997 AACS.

R 338.3602
Source: 1997 AACS.

R 338.3603
Source: 1997 AACS.

R 338.3604
Source: 1997 AACS.

R 338.3605
Source: 1997 AACS.

R 338.3606
Source: 1997 AACS.

PART 2. CRITERIA FOR PODIATRIC INTERNSHIP PROGRAMS

R 338.3611
Source: 1997 AACS.

R 338.3612
Source: 1997 AACS.

R 338.3613
Source: 1997 AACS.

R 338.3614
Source: 1997 AACS.

R 338.3615
Source: 1997 AACS.

R 338.3616
Source: 1997 AACS.

R 338.3617
Source: 1997 AACS.

R 338.3618
Source: 1997 AACS.

R 338.3619
Source: 1997 AACS.

PART 3. CRITERIA FOR PODIATRIC PRECEPTORSHIP PROGRAMS

Annual Administrative Code Supplement
2007 Edition

R 338.3621
Source: 1997 AACS.

R 338.3622
Source: 1997 AACS.

R 338.3623
Source: 1997 AACS.

R 338.3624
Source: 1997 AACS.

R 338.3625
Source: 1997 AACS.

R 338.3626
Source: 1997 AACS.

ADMINISTRATIVE HEARINGS—VETERINARY MEDICINE

R 338.3821
Source: 1997 AACS.

R 338.3822
Source: 1997 AACS.

R 338.3823
Source: 1997 AACS.

R 338.3824
Source: 1997 AACS.

R 338.3825
Source: 1997 AACS.

R 338.3826
Source: 1997 AACS.

R 338.3827
Source: 1997 AACS.

R 338.3828
Source: 1997 AACS.

R 338.3829
Source: 1997 AACS.

R 338.3830
Source: 1997 AACS.

R 338.3831
Source: 1997 AACS.

R 338.3832
Source: 1997 AACS.

R 338.3833
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.3834
Source: 1997 AACS.

R 338.3835
Source: 1997 AACS.

R 338.3836
Source: 1997 AACS.

R 338.3837
Source: 1997 AACS.

R 338.3838
Source: 1997 AACS.

R 338.3839
Source: 1997 AACS.

R 338.3840
Source: 1997 AACS.

R 338.3841
Source: 1997 AACS.

R 338.3842
Source: 1997 AACS.

R 338.3843
Source: 1997 AACS.

R 338.3844
Source: 1997 AACS.

R 338.3845
Source: 1997 AACS.

R 338.3846
Source: 1997 AACS.

R 338.3847
Source: 1997 AACS.

R 338.3848
Source: 1997 AACS.

SANITARIANS—REGISTRATION

R 338.3901
Source: 1991 AACS.

R 338.3902
Source: 1991 AACS.

R 338.3903
Source: 1991 AACS.

R 338.3904
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.3905
Source: 1991 AACS.

R 338.3906
Source: 1991 AACS.

R 338.3907
Source: 1997 AACS.

R 338.3908
Source: 1982 AACS.

R 338.3909
Source: 1982 AACS.

ADMINISTRATIVE HEARINGS—SANITARIANS

R 338.3921
Source: 1997 AACS.

ADMINISTRATIVE AND DISCIPLINARY PROCEDURE
PHARMACY PRACTICE

R 338.3971
Source: 1997 AACS.

R 338.3972
Source: 1997 AACS.

R 338.3973
Source: 1997 AACS.

R 338.3974
Source: 1997 AACS.

R 338.3974a
Source: 1997 AACS.

R 338.3975
Source: 1980 AACS.

PRIVATE EMPLOYMENT BUREAU
GENERAL RULES

R 338.4001
Source: 1997 AACS.

R 338.4002
Source: 1997 AACS.

R 338.4003
Source: 1997 AACS.

R 338.4004
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4005
Source: 1997 AACS.

R 338.4006
Source: 1997 AACS.

R 338.4007
Source: 1997 AACS.

R 338.4008
Source: 1997 AACS.

R 338.4009
Source: 1997 AACS.

R 338.4010
Source: 1997 AACS.

R 338.4011
Source: 1997 AACS.

R 338.4012
Source: 1997 AACS.

R 338.4013
Source: 1997 AACS.

R 338.4014
Source: 1997 AACS.

R 338.4015
Source: 1997 AACS.

R 338.4016
Source: 1997 AACS.

R 338.4017
Source: 1997 AACS.

R 338.4018
Source: 1997 AACS.

R 338.4019
Source: 1997 AACS.

R 338.4020
Source: 1997 AACS.

R 338.4021
Source: 1997 AACS.

R 338.4021
Source: 1997 AACS.

R 338.4022
Source: 1997 AACS.

R 338.4023
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4024
Source: 1997 AACS.

R 338.4025
Source: 1997 AACS.

R 338.4026
Source: 1997 AACS.

R 338.4027
Source: 1997 AACS.

DIRECTOR'S OFFICE

DENTISTRY

PART 1. GENERAL PROVISIONS

R 338.4101
Source: 1997 AACS.

R 338.4102
Source: 1997 AACS.

R 338.4103
Source: 1997 AACS.

R 338.4104
Source: 1997 AACS.

R 338.4105
Source: 1997 AACS.

R 338.4106
Source: 1997 AACS.

R 338.4107
Source: 1997 AACS.

R 338.4108
Source: 1997 AACS.

R 338.4109
Source: 1997 AACS.

R 338.4110
Source: 1997 AACS.

R 338.4111
Source: 1997 AACS.

R 338.4112
Source: 1997 AACS.

R 338.4113
Source: 1997 AACS.

R 338.4114

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.4115

Source: 1997 AACS.

R 338.4116

Source: 1997 AACS.

R 338.4117

Source: 1997 AACS.

R 338.4118

Source: 1997 AACS.

R 338.4119

Source: 1997 AACS.

R 338.4120

Source: 1997 AACS.

R 338.4121

Source: 1997 AACS.

R 338.4122

Source: 1997 AACS.

R 338.4123

Source: 1997 AACS.

R 338.4124

Source: 1997 AACS.

R 338.4125

Source: 1997 AACS.

PART 2. PROFESSIONAL CONDUCT AND LICENSURE

R 338.4201

Source: 1997 AACS.

R 338.4202

Source: 1997 AACS.

R 338.4203

Source: 1997 AACS.

R 338.4204

Source: 1997 AACS.

R 338.4205

Source: 1997 AACS.

R 338.4206

Source: 1997 AACS.

R 338.4207

Source: 1997 AACS.

R 338.4208

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4209
Source: 1997 AACS.

R 338.4210
Source: 1997 AACS.

R 338.4211
Source: 1997 AACS.

R 338.4212
Source: 1997 AACS.

R 338.4213
Source: 1997 AACS.

R 338.4214
Source: 1997 AACS.

R 338.4215
Source: 1997 AACS.

R 338.4216
Source: 1997 AACS.

R 338.4217
Source: 1997 AACS.

R 338.4218
Source: 1997 AACS.

R 338.4219
Source: 1997 AACS.

R 338.4220
Source: 1997 AACS.

R 338.4221
Source: 1997 AACS.

R 338.4222
Source: 1997 AACS.

R 338.4223
Source: 1997 AACS.

R 338.4224
Source: 1997 AACS.

R 338.4225
Source: 1997 AACS.

R 338.4226
Source: 1997 AACS.

R 338.4227
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4228
Source: 1997 AACS.

R 338.4229
Source: 1997 AACS.

R 338.4230
Source: 1997 AACS.

R 338.4231
Source: 1997 AACS.

R 338.4232
Source: 1997 AACS.

R 338.4233
Source: 1997 AACS.

R 338.4234
Source: 1997 AACS.

R 338.4235
Source: 1997 AACS.

R 338.4236
Source: 1997 AACS.

R 338.4237
Source: 1997 AACS.

R 338.4238
Source: 1997 AACS.

R 338.4239
Source: 1997 AACS.

R 338.4240
Source: 1997 AACS.

R 338.4241
Source: 1997 AACS.

R 338.4242
Source: 1997 AACS.

R 338.4243
Source: 1997 AACS.

R 338.4244
Source: 1997 AACS.

R 338.4245
Source: 1997 AACS.

R 338.4246
Source: 1997 AACS.

R 338.4247

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.4248

Source: 1997 AACS.

R 338.4249

Source: 1997 AACS.

R 338.4250

Source: 1997 AACS.

R 338.4251

Source: 1997 AACS.

R 338.4252

Source: 1997 AACS.

R 338.4253

Source: 1997 AACS.

R 338.4254

Source: 1997 AACS.

R 338.4255

Source: 1997 AACS.

R 338.4256

Source: 1997 AACS.

R 338.4257

Source: 1997 AACS.

R 338.4258

Source: 1997 AACS.

R 338.4259

Source: 1997 AACS.

R 338.4260

Source: 1997 AACS.

R 338.4261

Source: 1997 AACS.

R 338.4262

Source: 1997 AACS.

R 338.4263

Source: 1997 AACS.

R 338.4264

Source: 1997 AACS.

R 338.4265

Source: 1997 AACS.

R 338.4266

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4267
Source: 1997 AACS.

R 338.4268
Source: 1997 AACS.

R 338.4269
Source: 1997 AACS.

R 338.4270
Source: 1997 AACS.

R 338.4271
Source: 1997 AACS.

R 338.4272
Source: 1997 AACS.

R 338.4273
Source: 1997 AACS.

R 338.4274
Source: 1997 AACS.

R 338.4275
Source: 1997 AACS.

PART 3. DENTAL HYGIENISTS AND ASSISTANTS

R 338.4301
Source: 1997 AACS.

R 338.4302
Source: 1997 AACS.

R 338.4303
Source: 1997 AACS.

R 338.4304
Source: 1997 AACS.

R 338.4305
Source: 1997 AACS.

R 338.4306
Source: 1997 AACS.

R 338.4307
Source: 1997 AACS.

R 338.4308
Source: 1997 AACS.

R 338.4309
Source: 1997 AACS.

R 338.4310
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4311
Source: 1997 AACCS.

R 338.4312
Source: 1997 AACCS.

R 338.4313
Source: 1997 AACCS.

R 338.4314
Source: 1997 AACCS.

R 338.4315
Source: 1997 AACCS.

R 338.4316
Source: 1997 AACCS.

R 338.4317
Source: 1997 AACCS.

R 338.4318
Source: 1997 AACCS.

R 338.4319
Source: 1997 AACCS.

R 338.4320
Source: 1997 AACCS.

R 338.4321
Source: 1997 AACCS.

R 338.4322
Source: 1997 AACCS.

R 338.4323
Source: 1997 AACCS.

R 338.4324
Source: 1997 AACCS.

R 338.4325
Source: 1997 AACCS.

R 338.4326
Source: 1997 AACCS.

R 338.4327
Source: 1997 AACCS.

R 338.4328
Source: 1997 AACCS.

R 338.4329
Source: 1997 AACCS.

Annual Administrative Code Supplement
2007 Edition

R 338.4330
Source: 1997 AACS.

R 338.4331
Source: 1997 AACS.

R 338.4332
Source: 1997 AACS.

R 338.4333
Source: 1997 AACS.

R 338.4334
Source: 1997 AACS.

R 338.4335
Source: 1997 AACS.

R 338.4336
Source: 1997 AACS.

R 338.4337
Source: 1997 AACS.

R 338.4338
Source: 1997 AACS.

R 338.4339
Source: 1997 AACS.

R 338.4340
Source: 1997 AACS.

R 338.4341
Source: 1997 AACS.

R 338.4342
Source: 1997 AACS.

R 338.4343
Source: 1997 AACS.

R 338.4344
Source: 1997 AACS.

R 338.4345
Source: 1997 AACS.

R 338.4346
Source: 1997 AACS.

R 338.4347
Source: 1997 AACS.

R 338.4348
Source: 1997 AACS.

R 338.4349

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.4350

Source: 1997 AACS.

R 338.4351

Source: 1997 AACS.

R 338.4352

Source: 1997 AACS.

R 338.4353

Source: 1997 AACS.

R 338.4354

Source: 1997 AACS.

R 338.4355

Source: 1997 AACS.

R 338.4356

Source: 1997 AACS.

R 338.4357

Source: 1997 AACS.

R 338.4358

Source: 1997 AACS.

R 338.4359

Source: 1997 AACS.

R 338.4360

Source: 1997 AACS.

R 338.4361

Source: 1997 AACS.

R 338.4362

Source: 1997 AACS.

R 338.4363

Source: 1997 AACS.

R 338.4364

Source: 1997 AACS.

R 338.4365

Source: 1997 AACS.

R 338.4366

Source: 1997 AACS.

R 338.4367

Source: 1997 AACS.

R 338.4368

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4369
Source: 1997 AACS.

R 338.4370
Source: 1997 AACS.

R 338.4371
Source: 1997 AACS.

R 338.4372
Source: 1997 AACS.

R 338.4373
Source: 1997 AACS.

R 338.4374
Source: 1997 AACS.

R 338.4375
Source: 1997 AACS.

R 338.4376
Source: 1997 AACS.

R 338.4377
Source: 1997 AACS.

R 338.4378
Source: 1997 AACS.

R 338.4379
Source: 1997 AACS.

R 338.4380
Source: 1997 AACS.

R 338.4381
Source: 1997 AACS.

R 338.4382
Source: 1997 AACS.

R 338.4383
Source: 1997 AACS.

R 338.4384
Source: 1997 AACS.

R 338.4385
Source: 1997 AACS.

PART 4. GENERAL ANESTHESIA

R 338.4401
Source: 1997 AACS.

R 338.4402
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4403
Source: 1997 AACS.

R 338.4404
Source: 1997 AACS.

R 338.4405
Source: 1997 AACS.

R 338.4406
Source: 1997 AACS.

R 338.4407
Source: 1997 AACS.

R 338.4408
Source: 1997 AACS.

R 338.4409
Source: 1997 AACS.

R 338.4410
Source: 1997 AACS.

R 338.4411
Source: 1997 AACS.

R 338.4412
Source: 1997 AACS.

R 338.4413
Source: 1997 AACS.

R 338.4414
Source: 1997 AACS.

R 338.4415
Source: 1997 AACS.

R 338.4416
Source: 1997 AACS.

R 338.4417
Source: 1997 AACS.

R 338.4418
Source: 1997 AACS.

R 338.4419
Source: 1997 AACS.

R 338.4420
Source: 1997 AACS.

R 338.4421
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4422
Source: 1997 AACCS.

R 338.4423
Source: 1997 AACCS.

R 338.4424
Source: 1997 AACCS.

R 338.4425
Source: 1997 AACCS.

PART 5. SPECIALTIES

R 338.4501
Source: 1997 AACCS.

R 338.4502
Source: 1997 AACCS.

R 338.4503
Source: 1997 AACCS.

R 338.4504
Source: 1997 AACCS.

R 338.4505
Source: 1997 AACCS.

R 338.4506
Source: 1997 AACCS.

R 338.4507
Source: 1997 AACCS.

R 338.4508
Source: 1997 AACCS.

R 338.4509
Source: 1997 AACCS.

R 338.4510
Source: 1997 AACCS.

R 338.4511
Source: 1997 AACCS.

R 338.4512
Source: 1997 AACCS.

R 338.4513
Source: 1997 AACCS.

R 338.4514
Source: 1997 AACCS.

R 338.4515
Source: 1997 AACCS.

Annual Administrative Code Supplement
2007 Edition

R 338.4516
Source: 1997 AACCS.

R 338.4517
Source: 1997 AACCS.

R 338.4518
Source: 1997 AACCS.

R 338.4519
Source: 1997 AACCS.

R 338.4520
Source: 1997 AACCS.

R 338.4521
Source: 1997 AACCS.

R 338.4522
Source: 1997 AACCS.

R 338.4523
Source: 1997 AACCS.

R 338.4524
Source: 1997 AACCS.

R 338.4525
Source: 1997 AACCS.

R 338.4526
Source: 1997 AACCS.

R 338.4527
Source: 1997 AACCS.

R 338.4528
Source: 1997 AACCS.

R 338.4529
Source: 1997 AACCS.

R 338.4530
Source: 1997 AACCS.

R 338.4531
Source: 1997 AACCS.

R 338.4532
Source: 1997 AACCS.

R 338.4533
Source: 1997 AACCS.

R 338.4534
Source: 1997 AACCS.

R 338.4535

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.4536

Source: 1997 AACS.

R 338.4537

Source: 1997 AACS.

R 338.4538

Source: 1997 AACS.

R 338.4539

Source: 1997 AACS.

R 338.4540

Source: 1997 AACS.

R 338.4541

Source: 1997 AACS.

R 338.4542

Source: 1997 AACS.

R 338.4543

Source: 1997 AACS.

R 338.4544

Source: 1997 AACS.

R 338.4545

Source: 1997 AACS.

R 338.4546

Source: 1997 AACS.

R 338.4547

Source: 1997 AACS.

R 338.4548

Source: 1997 AACS.

R 338.4549

Source: 1997 AACS.

R 338.4550

Source: 1997 AACS.

R 338.4551

Source: 1997 AACS.

R 338.4552

Source: 1997 AACS.

R 338.4553

Source: 1997 AACS.

R 338.4554

Source: 1997 AACS.

R 338.4555
Source: 1997 AACS.

PART 6. ADMINISTRATIVE HEARINGS

R 338.4601
Source: 1997 AACS.

R 338.4605
Source: 1997 AACS.

R 338.4606
Source: 1997 AACS.

R 338.4607
Source: 1997 AACS.

R 338.4608
Source: 1997 AACS.

R 338.4609
Source: 1997 AACS.

R 338.4610
Source: 1997 AACS.

R 338.4611
Source: 1997 AACS.

R 338.4612
Source: 1997 AACS.

R 338.4613
Source: 1997 AACS.

R 338.4614
Source: 1997 AACS.

R 338.4615
Source: 1997 AACS.

R 338.4616
Source: 1997 AACS.

R 338.4617
Source: 1997 AACS.

R 338.4618
Source: 1997 AACS.

R 338.4619
Source: 1997 AACS.

R 338.4620
Source: 1997 AACS.

R 338.4621
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4622
Source: 1997 AACS.

R 338.4623
Source: 1997 AACS.

R 338.4624
Source: 1997 AACS.

R 338.4625
Source: 1997 AACS.

R 338.4626
Source: 1997 AACS.

R 338.4627
Source: 1997 AACS.

R 338.4628
Source: 1997 AACS.

R 338.4629
Source: 1997 AACS.

R 338.4630
Source: 1997 AACS.

R 338.4631
Source: 1997 AACS.

R 338.4632
Source: 1997 AACS.

R 338.4633
Source: 1997 AACS.

R 338.4634
Source: 1997 AACS.

R 338.4635
Source: 1997 AACS.

R 338.4636
Source: 1997 AACS.

R 338.4637
Source: 1997 AACS.

R 338.4638
Source: 1997 AACS.

R 338.4639
Source: 1997 AACS.

R 338.4640
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4641
Source: 1997 AACs.

R 338.4642
Source: 1997 AACs.

R 338.4643
Source: 1997 AACs.

R 338.4644
Source: 1997 AACs.

R 338.4645
Source: 1997 AACs.

R 338.4646
Source: 1997 AACs.

R 338.4647
Source: 1997 AACs.

R 338.4648
Source: 1997 AACs.

R 338.4649
Source: 1997 AACs.

R 338.4650
Source: 1997 AACs.

R 338.4651
Source: 1997 AACs.

R 338.4652
Source: 1997 AACs.

R 338.4653
Source: 1997 AACs.

R 338.4654
Source: 1997 AACs.

R 338.4655
Source: 1997 AACs.

R 338.4656
Source: 1997 AACs.

R 338.4657
Source: 1997 AACs.

R 338.4658
Source: 1997 AACs.

R 338.4659
Source: 1997 AACs.

R 338.4660

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.4661

Source: 1997 AACS.

R 338.4662

Source: 1997 AACS.

R 338.4663

Source: 1997 AACS.

R 338.4664

Source: 1997 AACS.

R 338.4665

Source: 1997 AACS.

R 338.4666

Source: 1997 AACS.

R 338.4667

Source: 1997 AACS.

R 338.4668

Source: 1997 AACS.

R 338.4669

Source: 1997 AACS.

R 338.4670

Source: 1997 AACS.

R 338.4671

Source: 1997 AACS.

R 338.4672

Source: 1997 AACS.

R 338.4673

Source: 1997 AACS.

R 338.4674

Source: 1997 AACS.

R 338.4675

Source: 1997 AACS.

R 338.4676

Source: 1997 AACS.

R 338.4677

Source: 1997 AACS.

R 338.4678

Source: 1997 AACS.

R 338.4679

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.4680
Source: 1997 AACs.

R 338.4681
Source: 1997 AACs.

R 338.4682
Source: 1997 AACs.

R 338.4683
Source: 1997 AACs.

R 338.4684
Source: 1997 AACs.

R 338.4685
Source: 1997 AACs.

R 338.4686
Source: 1997 AACs.

R 338.4687
Source: 1997 AACs.

R 338.4688
Source: 1997 AACs.

R 338.4689
Source: 1997 AACs.

R 338.4690
Source: 1997 AACs.

R 338.4691
Source: 1997 AACs.

R 338.4692
Source: 1997 AACs.

R 338.4693
Source: 1997 AACs.

R 338.4694
Source: 1997 AACs.

R 338.4695
Source: 1997 AACs.

R 338.4696
Source: 1997 AACs.

R 338.4697
Source: 1997 AACs.

R 338.4698
Source: 1997 AACs.

VETERINARY MEDICINE

PART 1. GENERAL PROVISIONS

R 338.4901
Source: 1981 AACs.

R 338.4902
Source: 1990 AACs.

R 338.4903
Source: 1990 AACs.

R 338.4904
Source: 1997 AACs.

R 338.4905
Source: 1997 AACs.

R 338.4906
Source: 1990 AACs.

R 338.4907
Source: 1997 AACs.

R 338.4908
Source: 1990 AACs.

R 338.4909
Source: 1997 AACs.

R 338.4910
Source: 1990 AACs.

R 338.4911
Source: 1990 AACs.

R 338.4912
Source: 1997 AACs.

R 338.4913
Source: 1981 AACs.

R 338.4914
Source: 1990 AACs.

R 338.4914a
Source: 1990 AACs.

R 338.4915
Source: 1990 AACs.

R 338.4916
Source: 1997 AACs.

R 338.4917
Source: 1997 AACs.

R 338.4918
Source: 1990 AACs.

Annual Administrative Code Supplement
2007 Edition

R 338.4919
Source: 1981 AACS.

R 338.4920
Source: 1990 AACS.

VETERINARY TECHNICIAN LICENSURE

R 338.4971
Source: 1981 AACS.

R 338.4972
Source: 1990 AACS.

R 338.4973
Source: 1990 AACS.

R 338.4974
Source: 1997 AACS.

R 338.4975
Source: 1997 AACS.

R 338.4976
Source: 1990 AACS.

R 338.4977
Source: 1997 AACS.

R 338.4978
Source: 1990 AACS.

R 338.4979
Source: 1997 AACS.

R 338.4980
Source: 1997 AACS.

R 338.4981
Source: 1997 AACS.

R 338.4982
Source: 1990 AACS.

R 338.4983
Source: 1997 AACS.

R 338.4984
Source: 1981 AACS.

ACCOUNTING

PART 1. GENERAL PROVISIONS

R 338.5101 Definitions.

Rule 101. (1) As used in these rules:

- (a) "Act" means 1980 PA 299, MCL 339.101 to MCL 339.2919, and known as the occupational code.

Annual Administrative Code Supplement
2007 Edition

- (b) "Audit" or "examination" means an examination applying generally accepted auditing standards, including any procedure undertaken to verify or test the reasonableness of financial information with a view of expressing an opinion or commenting on the fairness of the presentation.
- (c) "Attest services" means an audit, review, or agreed upon procedures engagement performed in accordance with applicable professional standards pursuant to R 338.5101(k), R 338.5101(l), R 338.5102, and R 338.5103.
- (d) "Board" means the Michigan state board of accountancy.
- (e) "Client" means the person or persons or entity that retains a licensee for the performance of professional services.
- (f) "Continuing education period" means all or part of a year beginning July 1 and ending June 30.
- (g) "CPA" or "certified public accountant" means a person holding a certificate of certified public accountant granted by the department.
- (h) "Disclose" means to provide a written communication from a CPA or a CPA firm informing the client, prior to making a recommendation or referral, that the CPA or CPA firm will receive a commission, referral fee, or contingency fee from a third party for recommendations or referrals of products and/or services.
- (i) "Enterprise" means a person, persons, or entity for which a licensee performs professional services.
- (j) "Financial statements" means statements and related footnotes that show financial position, results of operations, and cash flows on the basis of generally accepted accounting principles or another comprehensive basis of accounting. The term does not include incidental financial data included in management advisory services reports to support recommendations to a client and does not include tax returns and supporting schedules of tax returns.
- (k) "Generally accepted accounting principles" means accounting principles of professional conduct related to individual accounting engagements.
- (l) "Generally accepted auditing standards" means the standards of professional conduct related to individual audit engagements.
- (m) "Professional engagement" means an agreement between a client and a licensee relative to the performance of professional services.
- (n) "Professional services" means ~~any~~ services performed or offered to be performed by a licensee for a client in the course of the practice of public accounting, pursuant to MCL 339.720.
- (o) "Qualifying hours" means continuing education hours that comply with part 2 of these rules.
- (p) "State" means the 50 states of the United States of America, Washington, D.C., Puerto Rico, Guam, the Virgin Islands and the Commonwealth of the Northern Mariana Islands.
- (2) Terms defined in the act have the same meanings when used in these rules.
- History: 1954 ACS 101, Eff. Oct. 31, 1979; 1979 AC; 1986 MR 12, Eff. Jan. 1, 1987; 1996 MR 1, Eff. Jan. 19, 1996; 1999 MR 8, Eff. Aug. 19, 1999; 2007 MR 22, Eff. Mar. 1, 2008.

R 338.5102 Standards of professional practice adopted by reference.

Rule 102. (1) The following standards specified in this rule are adopted in these rules by reference and are available at a cost as of the adoption of these rules:

(a) "AICPA Professional Standards as of June 1, 2006." The publication is available from the American Institute of Certified Public Accountants (AICPA) at 1-888-777-7077, 220 Leigh Farm Road, Durham, NC 27702-8110. Cost: \$119.00 for members; \$148.75 for non-members.

(b) The accounting principles defined by the AICPA in AU Section 411. AU Section 411 is available for download at no charge at www.pcaobus.org.

(c) The auditing standards issued by the Public Company Accounting Oversight Board (PCAOB) in the publication entitled "PCAOB Standards and Related Rules, as of December 2006." The publication is available for download at no charge at www.pcaob.org. A copy of the publication may be purchased from the AICPA pursuant to subdivision (a) of this subrule. Cost: \$85.50 for members; \$106 for nonmembers.

(d) The auditing standards published by the Government Accounting Office in the publication entitled "Government Auditing Standards," effective January 2007. The publication is available for download at no charge at <http://www.gao.gov/govaud/ybk01.htm>.

(e) The auditing standards published by the International Auditing and Assurance Standards Board (IAASB). The standards are available for download at no charge at www.iaasb.org.

(f) For peer reviews, the "Standards for Performing and Reporting on Peer Reviews," promulgated by the AICPA, effective January 1, 2005. The standards are available from the AICPA pursuant to subdivision (a) of this subrule. Cost: \$299 for members; \$373.75 for nonmembers.

(2) The accounting, auditing and peer review standards adopted by reference in subdivisions (a), (d), and (f) of this subrule are available for inspection at the Department of Labor and Economic Growth, Bureau of Commercial Services, 2501 Woodlake Circle, Okemos, Michigan 48864-5955, 517-241-9228.

Annual Administrative Code Supplement
2007 Edition

(3) Copies of the standards adopted in subdivisions (a) to (f) of this subrule may be obtained from the department at the cost specified in subdivision (a) to (f) of this subrule, plus \$20.00 for shipping and handling.

(4) A downloaded copy of the standards adopted in subdivisions (b) to (e) of this subrule may be obtained from the department for a cost of 51.6 cents per image.

History: 2007 MR 22, Eff. Mar. 1, 2008.

R 338.5103 Performance of compilation and review services.

Rule 103. Pursuant to the definition of the practice of public accounting in section 720 of the act, in the performance of compilation and review services, a licensee shall adhere to the standards set forth in the Statements on Standards for Accounting and Review Services.” The following standards are adopted by reference:

(a) The “Statements on Standards for Accounting and Review Services” are provided in the publication “AICPA Professional Standards as of June 1, 2006,” and adopted by reference pursuant to R 338.5102(1)(a).

(b) The “Statements on Standards for Accounting and Review Services” are available for purchase and inspection pursuant to R 338.5102(1)(a), R 338.5102(3) and R 338.5102(4).

History: 1986 MR 12, Eff. Jan. 1, 1987; 1996 MR 1, Eff. Jan. 19, 1996; 1999 MR 8, Eff. Aug. 19, 1999; 2007 MR 22, Eff. Mar. 1, 2008.

R 338.5104 Retention of documents

Rule 104. (1) With the exception of documents related to a peer review, all registered firms and licensed individuals shall retain sufficient documentation, in any form, with regard to services performed while engaged in the practice of public accounting, as well as evidence obtained and conclusions reached, for a period of not less than 5 years.

(2) Documents related to a peer review shall be retained in accordance with the AICPA's retention policies pursuant to R 338.5102(1)(f) or until final adjudication of a complaint related to a peer review, whichever is later.

(3) Documentation shall be consistent with that required by professional standards or promulgated by the applicable nationally recognized professional standards setting organizations.

History: 2007 MR 22, Eff. Mar. 1, 2008.

R 338.5105

Source: 2003 AACCS.

R 338.5110

Source: 1998-2000 AACCS.

R 338.5110a

Source: 2003 AACCS.

R 338.5111

Source: 1998-2000 AACCS.

R 338.5112

Source: 1998-2000 AACCS.

R 338.5114 Credit hour requirements for concentration in accounting.

Rule 114. (1) The department shall consider a person as having met the concentration in accounting requirements of section 725(1)(e) of 1980 PA 299,

MCL 339.725, if the person provides proof of having completed 150 semester hours of academic credit at an accredited college or university, including either of the following:

(a) A master's degree in accounting or business administration that includes not fewer than 12 semester hours of graduate level accounting courses. The 12 semester hours of accounting courses shall not include tax or information systems courses.

(b) An academic program consisting of both of the following:

(i) Thirty semester hours of accounting subjects, including not more than 6 semester hours of taxation. Additional semester hours in accounting subjects may be applied toward the general business subject requirements of subdivision (b) (ii) and (iii) of this subrule.

(ii) Thirty-nine additional semester hours with a minimum of 3 semester hours, but not more than 12 semester hours, in not fewer than 5 of the following areas:

(A) Business law.

(B) Economics.

Annual Administrative Code Supplement
2007 Edition

- (C) Ethics.
- (D) Finance.
- (E) Management.
- (F) Marketing.
- (G) Taxation.
- (H) Statistics.
- (I) Business policy.

(2) Credit may be earned only once for an accounting or general business topic. If the department determines that 2 courses are duplicative, then only the semester hours of 1 course shall be counted toward the semester hour requirement.

History: 2000 MR 10, Eff. Jul. 28, 2000; 2007 MR 22, Eff. Mar. 1, 2008.

R 338.5115

Source: 1998-2000 AACSB.

R 338.5120

Source: 1998-2000 AACSB.

R 338.5125

Source: 1997 AACSB.

R 338.5130

Source: 1998-2000 AACSB.

R 338.5135

Source: 1997 AACSB.

R 338.5140 Permit for temporary practice.

Rule 140. (1) An accountant shall obtain a permit and pay the appropriate fee for each engagement in this state by an accountant, or on behalf of his or her firm, who does not hold a license to practice public accountancy in this state. The applicant shall hold a license as a certified public accountant of another state, or hold a title from a foreign country, recognized by the board as comparable to the Michigan certificate of certified public accountant and shall be practicing public accountancy under the certificate or license in the grantor state or country.

(2) If approved by the department, the term of the permit shall begin on the date approved unless otherwise specified and shall be for a specified period, but shall not be for more than 1 year.

(3) The temporary practice shall be performed by, or under the direct supervision of, a licensed certified public accountant or the holder of a title from a foreign country who is recognized under subrule (1) of this rule.

(4) A temporary permit is not required if the work relates to a Michigan-based division or subsidiary of an entity, if the parent entity is located in another state or foreign country and is a client of the certified public accountant, firm, or foreign accountant, and if a separate presentation of financial statements with a related independent auditor's report or review report, or an attestation regarding the reliability of a representation or estimate is not made for the division or subsidiary on a stand-alone basis.

(5) A temporary permit is not required if the work is to be performed through the applicant's employer who presently holds the license to practice public accountancy in this state.

(6) A temporary permit issued to an accountant shall also constitute a temporary permit for his or her firm, if his or her firm is not presently licensed in this state.

(7) If another state or foreign country charges a fee for providing an affidavit or certificate of professional standing for determining whether the applicant is qualified to practice public accountancy temporarily in this state, then the applicant shall pay the fee.

History: 1954 ACS 101, Eff. Oct. 31, 1979; 1979 AC; 1999 MR 8, Eff. Aug. 19, 1999; 2007 MR 22, Eff. Mar. 1, 2008.

R 338.5145 Adoption of accreditation standards by reference; board recognition of educational institutions; requirements for concentration in accounting.

Rule 145. (1) For the purpose of identifying the educational institutions that meet the educational standards required by the board to satisfy section 725 of the act, both all of the following provisions apply:

(a) The board adopts the criteria for accreditation of the north central association of colleges and schools, commission on institutions of higher education, included in the publication entitled "Handbook of Accreditation, Third Edition." Accreditation by the north central association of colleges and schools or an affiliated association is prima facie proof of

Annual Administrative Code Supplement
2007 Edition

having met the criteria. Copies of the criteria are available for purchase from the North Central Association of Colleges and Schools, The Higher Learning Commission, 30 N. La Salle Street, Suite 2400, Chicago IL 60602-2504, at a cost of \$33.50 as of the time of adoption of these rules.

(b) The criteria may be downloaded for no charge at www.ncahlc.org/. A downloaded copy may be purchased from the department pursuant to R 338.5102(4).

(c) The criteria are available for inspection and purchase from the Department of Labor and Economic Growth, Bureau of Commercial Services, 2501 Woodlake Circle, Okemos, Michigan 48864 at a cost of \$33.50 as of the time of adoption of these rules.

(d) The department may recognize an educational institution which demonstrates that the curricula required for its degrees are the equivalent of the curricula required for degrees granted by institutions accredited under subdivision (a) of this subrule.

(2) A concentration in accounting shall include the following accounting and general business subjects, for which credit is transferable to any baccalaureate degree-granting institution recognized by the department:

Auditing 3 semester hours

Accounting principles 21 semester hours

General business subjects 24 semester hours

The accounting principles shall include study in each of the following areas:

(a) Financial accounting and accounting theory.

(b) Managerial accounting, including cost accounting.

(c) Accounting systems and controls

(d) United States federal taxation.

(e) Governmental/fund accounting.

History: 1954 ACS 101, Eff. Oct. 31, 1979; 1979 AC; 1979 ACS 11, Eff. July 1, 1982; 1986 MR 12, Eff. Jan. 1, 1987; 1996 MR 1, Eff. Jan. 19, 1996; 1999 MR 8, Eff. Aug. 19, 1999; 2007 MR 22, Eff. Mar. 1, 2008.

R 338.5147

Source: 1998-2000 AACSB.

R 338.5150

Source: 1998-2000 AACSB.

R 338.5155

Source: 1998-2000 AACSB.

R 338.5160

Source: 1997 AACSB.

R 338.5165

Source: 1997 AACSB.

R 338.5170

Source: 1997 AACSB.

PART 2. CONTINUING EDUCATION

R 338.5201

Source: 1997 AACSB.

R 338.5205

Source: 1997 AACSB.

R 338.5210 Continuing education requirements; reporting; qualifying hours.

Rule 210. (1) A licensee shall earn qualifying hours annually within the continuing education period and shall report the hours, and may be required to report the courses, biennially on a form prescribed by the department.

(2) A licensee shall earn not fewer than 8 of the minimum qualifying hours annually in auditing and accounting, and not fewer than 2 of the minimum qualifying hours annually in ethics. The study of ethics may include, but is not limited to, the study of the code of conduct, ethical reasoning, ethics enforcement, non-attest services, and independence.

(3) The form and content of continuing education courses shall be acceptable to the department.

Annual Administrative Code Supplement
2007 Edition

History: 1954 ACS 101, Eff. Oct. 31, 1979; 1979 AC; 1986 MR 12, Eff. Jan. 1, 1987; 1996 MR 1, Eff. Jan. 19, 1996; 1999 MR 8, Eff. Aug. 19, 1999; 2000 MR 10, Eff. Jul. 28, 2000; 2007 MR 22, Eff. Mar. 1, 2008.

R 338.5211

Source: 1998-2000 AACS.

R 338.5215

Source: 2003 AACS.

R 338.5216

Source: 1998-2000 AACS.

R 338.5217

Source: 1998-2000 AACS.

R 338.5218

Source: 1996 AACS.

R 338.5220

Source: 1997 AACS.

R 338.5221

Source: 1998-2000 AACS.

R 338.5225

Source: 1997 AACS.

R 338.5230.

Source: 2003 AACS.

R 338.5235

Source: 1997 AACS.

R 338.5240

Source: 1998-2000 AACS.

R 338.5245

Source: 1997 AACS.

R 338.5250

Source: 1997 AACS.

R 338.5255

Source: 1998-2000 AACS.

R 338.5260

Source: 1986 AACS.

R 338.5265

Source: 1997 AACS.

R 338.5270

Source: 1986 AACS.

R 338.5275

Source: 1998-2000 AACS.

R 338.5280

Annual Administrative Code Supplement
2007 Edition

Source: 1997 AACS.

R 338.5285

Source: 1997 AACS.

PART 3. HEARINGS AND COMPLIANCE CONFERENCES

R 338.5301

Source: 1997 AACS.

R 338.5303

Source: 1997 AACS.

R 338.5304

Source: 1997 AACS.

R 338.5305

Source: 1998-2000 AACS.

R 338.5309

Source: 1997 AACS.

R 338.5311

Source: 1997 AACS.

R 338.5313

Source: 1997 AACS.

R 338.5315

Source: 1997 AACS.

R 338.5317

Source: 1997 AACS.

R 338.5319

Source: 1997 AACS.

R 338.5321

Source: 1997 AACS.

R 338.5323

Source: 1997 AACS.

R 338.5325

Source: 1997 AACS.

R 338.5327

Source: 1997 AACS.

R 338.5329

Source: 1997 AACS.

R 338.5331

Source: 1997 AACS.

R 338.5333

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.5335
Source: 1997 AACS.

R 338.5337
Source: 1997 AACS.

R 338.5339
Source: 1997 AACS.

R 338.5341
Source: 1997 AACS.

R 338.5343
Source: 1997 AACS.

R 338.5345
Source: 1998 - 2000 AACS.

R 338.5347
Source: 1997 AACS.

R 338.5349
Source: 1997 AACS.

R 338.5351
Source: 1997 AACS.

PART 4. PROFESSIONAL CONDUCT

R 338.5401
Source: 1998-2000 AACS.

R 338.5405 Independence rule; adoption by reference.

Rule 405. (1) A licensee, including a firm, may express an opinion on financial statements of an enterprise only if the licensee is independent from the enterprise. For the purpose of defining the impairment of independence, the board adopts the AICPA rule on independence contained in the "Code of Professional Conduct."

(a) The code is available for download at no charge on the AICPA web site: <http://www.aicpa.org/about/code/sec100.htm>.

(b) The code is available for purchase and inspection in the publication "AICPA Professional Standards as of June 1, 2006," pursuant to R 338.5102(1)(a), R 338.5102(3) and R 338.5102(4).

History: 1954 ACS 101, Eff. Oct. 31, 1979; 1979 AC; 1986 MR 12, Eff. Jan. 1, 1987; 1996 MR 1, Eff. Jan. 19, 1996; 1999 MR 8, Eff. Aug. 19, 1999; 2003 MR 20, Eff. Oct. 29, 2003; 2007 MR 22, Eff. Mar. 1, 2008.

R 338.5410
Source: 1997 AACS.

R 338.5415
Source: 1997 AACS.

R 338.5420
Source: 1997 AACS.

R 338.5425
Source: 1997 AACS.

R 338.5430
Source: 1998-2000 AACS.

R 338.5435

Annual Administrative Code Supplement
2007 Edition

Source: 1998-2000 AACCS.

R 338.5440

Source: 1998-2000 AACCS.

R 338.5445

Source: 1998-2000 AACCS.

R 338.5446

Source: 1998-2000 AACCS.

R 338.5450

Source: 1998-2000 AACCS.

R 338.5460

Source: 1998-2000 AACCS.

R 338.5465

Source: 1998-2000 AACCS.

R 338.5470

Source: 1997 AACCS.

R 338.5475

Source: 1998-2000 AACCS.

R 338.5480

Source: 1998-2000 AACCS.

Rule 338.5501 Peer review

Rule 501. (1) Each firm or sole practitioner required to participate in a peer review program, pursuant to MCL 339.729(2), shall enroll in the program of a qualified sponsoring organization within 1 year of the earlier of the following:

(a) Its initial licensing date.

(b) The performance of services that require a peer review.

(2) Proof of a peer review shall not be required to be submitted to the department until the second renewal following initial licensure or the performance of services requiring a peer review.

(3) Qualified sponsoring organizations shall include the center for public company audit firms (CPCAF) peer review program, the american institute of certified public accountants (AICPA) peer review program, national conference of CPA practitioners (NCCPAP) peer review program, and such other entities that adhere to the peer review standards defined in R 338.5102(1)(f).

(4) A licensee subject to peer review shall not be required to become a member of any sponsoring organization.

(5) A firm or sole practitioner who has not performed services as described in MCL 339.729 during the preceding 3 years shall submit a request for exemption with its license renewal application. The request may be submitted on a form provided by the department or in a manner otherwise acceptable to the department. The board and the department may extend the due date for the requirement for peer review upon a showing by the licensee that to comply with the requirement would present an undue hardship.

History: 2007 MR 22, Eff. Mar. 1, 2008.

Rule 338.5503 Peer review standards; change in sponsoring organization; adverse peer review reports; documentation.

Rule 503. (1) If a firm is merged, otherwise combined, dissolved, or separated, the sponsoring organization shall determine which firm is considered the succeeding firm. The succeeding firm shall retain its peer review status and the review due date.

(2) A firm choosing to change to another sponsoring organization may do so provided that the firm authorizes the previous sponsoring organization to communicate to the succeeding sponsoring organization any outstanding corrective actions related to the firm's most recent review.

(3) The department may rely on an adverse peer review report or a second consecutive modified peer review report as prima facie evidence of a violation of professional standards.

Annual Administrative Code Supplement
2007 Edition

(4) Each peer review and reviewer must comply with the applicable review standards in place at the time of the review. The following apply:

(a) Documents related to a peer review shall be retained in accordance with the AICPA's retention policies pursuant to R 338.5102(1)(f), or until final adjudication of a complaint related to a peer review, whichever is later.

(b) The documents described in subdivision (a) of this subrule shall be available for inspection by the department during regular business hours with reasonable notice.

History: 2007 MR 22, Eff. Mar. 1, 2008.

R 338.6001

Source: 2003 AACs.

R 338.6003

Source: 2003 AACs.

PART 3.SANITATION

R 339.6039

Source: 2003 AACs.

PART 4. BARBER COLLEGES

R 339.6045

Source: 2003 AACs.

PHYSICIAN'S ASSISTANTS

PART 1. GENERAL PROVISIONS

R 338.6101

Source: 1990 AACs.

R 338.6102

Source: 1997 AACs.

PART 2. PHYSICIAN'S ASSISTANT PROGRAM APPROVAL

R 338.6201

Source: 1990 AACs.

R 338.6202

Source: 1997 AACs.

R 338.6203

Source: 1997 AACs.

R 338.6204

Source: 1997 AACs.

R 338.6205

Source: 1997 AACs.

R 338.6206

Source: 1997 AACs.

R 338.6207

Source: 1997 AACs.

Annual Administrative Code Supplement
2007 Edition

R 338.6208
Source: 1997 AACS.

R 338.6209
Source: 1997 AACS.

R 338.6210
Source: 1997 AACS.

R 338.6211
Source: 1997 AACS.

PART 3. PHYSICIAN'S ASSISTANT LICENSE

R 338.6301
Source: 1990 AACS.

R 338.6302
Source: 1997 AACS.

R 338.6303
Source: 1997 AACS.

R 338.6304
Source: 1997 AACS.

R 338.6305
Source: 1990 AACS.

R 338.6306
Source: 1997 AACS.

R 338.6307
Source: 1997 AACS.

R 338.6308
Source: 1990 AACS.

PART 4. ADMINISTRATIVE HEARINGS

R 338.6401
Source: 1997 AACS.

PHYSICAL THERAPY

R 338.7101
Source: 1991 AACS.

R 338.7102
Source: 1983 AACS.

R 338.7103
Source: 1983 AACS.

R 338.7104
Source: 1998-2000 AACS.

R 338.7105

Annual Administrative Code Supplement
2007 Edition

Source: 1991 AACS.

R 338.7106

Source: 1997 AACS.

R 338.7107

Source: 1995 AACS.

R 338.7107a

Source: 1998-2000 AACS.

R 338.7108

Source: 1991 AACS.

R 338.7109

Source: 1983 AACS.

R 338.7110

Source: 1995 AACS.

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

DIRECTOR'S OFFICE

MARRIAGE AND FAMILY THERAPY

R 338.7201

Source: 1998-2000 AACS.

R 338.7203

Source: 1998-2000 AACS.

R 338.7205

Source: 1998-2000 AACS.

R 338.7207

Source: 1998-2000 AACS.

R 338.7209

Source: 1998-2000 AACS.

R 338.7211

Source: 1998-2000 AACS.

R 338.7213

Source: 1998-2000 AACS.

R 338.7215

Source: 1998-2000 AACS.

R 338.7217

Source: 1998-2000 AACS.

PODIATRIC MEDICINE AND SURGERY

PART 1. GENERAL PROVISIONS

R 338.8101

Annual Administrative Code Supplement
2007 Edition

Source: 1990 AACS.

R 338.8103

Source: 1990 AACS.

R 338.8104

Source: 1990 AACS.

R 338.8107

Source: 1990 AACS.

R 338.8108

Source: 1990 AACS.

R 338.8109

Source: 1990 AACS.

R 338.8113

Source: 1990 AACS.

R 338.8125

Source: 1997 AACS.

R 338.8145

Source: 1990 AACS.

FORENSIC POLYGRAPH EXAMINERS

R 338.9001

Source: 1983 AACS.

R 338.9002

Source: 1983 AACS.

R 338.9003

Source: 1983 AACS.

R 338.9004

Source: 1983 AACS.

R 338.9005

Source: 1983 AACS.

R 338.9006

Source: 1983 AACS.

R 338.9007

Source: 1983 AACS.

R 338.9008

Source: 1983 AACS.

R 338.9009

Source: 1983 AACS.

R 338.9010

Source: 1983 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.9011
Source: 1983 AACs.

R 338.9012
Source: 1983 AACs.

R 338.9013
Source: 1983 AACs.

NURSING

PART 1. GENERAL PROVISIONS

R 338.10101
Source: 2003 AACs.

R 338.10102
Source: 2003 AACs.

R 338.10103
Source: 1989 AACs.

R 338.10104
Source: 2003 AACs.

R 338.10199
Source: 1989 AACs.

PART 2. LICENSURE

R 338.10201
Source: 2003 AACs.

R 338.10202
Source: 2003 AACs.

R 338.10203
Source: 1990 AACs.

R 338.10204
Source: 2003 AACs.

R 338.10206
Source: 2003 AACs.

R 338.10299
Source: 1990 AACs.

PART 3. NURSING EDUCATION PROGRAMS

R 338.10301
Source: 2003 AACs.

R 338.10302
Source: 1989 AACs.

R 338.10303
Source: 2003 AACs.

Annual Administrative Code Supplement
2007 Edition

R 338.10304
Source: 2003 AACCS.

R 338.10305
Source: 1996 AACCS.

R 338.10306
Source: 1989 AACCS.

R 338.10307
Source: 2003 AACCS.

R 338.10308
Source: 2003 AACCS.

R 338.10309
Source: 1989 AACCS.

R 338.10310
Source: 1998-2000 AACCS.

R 338.10311
Source: 1989 AACCS.

R 338.10312
Source: 2003 AACCS.

PART 4. NURSE SPECIALTY CERTIFICATION

R 338.10401
Source: 1986 AACCS.

R 338.10402
Source: 1986 AACCS.

R 338.10403
Source: 1986 AACCS.

R 338.10404
Source: 2003 AACCS.

R 338.10405
Source: 2003 AACCS.

R 338.10406
Source: 1986 AACCS.

PART 6. CONTINUING EDUCATION

R 338.10601
Source: 2003 AACCS.

R 338.10602
Source: 1996 AACCS.

R 338.10603
Source: 2003 AACCS.

Annual Administrative Code Supplement
2007 Edition

DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

OFFICE OF HEALTH SERVICES

BOARD OF NURSING

PART 7. NURSING SCHOLARSHIP PROGRAM

R 338.10701
Source: 1998-2000 AACS.

R 338.10702
Source: 1998-2000 AACS.

R 338.10703
Source: 1998-2000 AACS.

R 338.10704
Source: 1998-2000 AACS.

R 338.10705
Source: 1998-2000 AACS.

DENTISTRY

PART 1. GENERAL PROVISIONS

R 338.11101
Source: 2006 AACS.

R 338.11103
Source: 1984 AACS.

R 338.11105
Source: 1997 AACS.

R 338.11107
Source: 1984 AACS.

R 338.11109
Source: 1984 AACS.

R 338.11115
Source: 1989 AACS.

R 338.11117
Source: 1984 AACS.

R 338.11120
Source: 1989 AACS.

R 338.11121
Source: 1989 AACS.

R 338.11199
Source: 1984 AACS.

PART 2. LICENSURE

R 338.11201
Source: 2006 AACS.

R 338.11202
Source: 2006 AACS.

R 338.11203
Source: 2006 AACS.

R 338.11205
Source: 1997 AACS.

R 338.11207
Source: 1997 AACS.

R 338.11211
Source: 1997 AACS.

R 338.11215
Source: 1997 AACS.

R 338.11217
Source: 1997 AACS.

R 338.11219
Source: 1997 AACS.

R 338.11221
Source: 2006 AACS.

R 338.11222
Source: 2006 AACS.

R 338.11223
Source: 2006 AACS.

R 338.11225
Source: 1997 AACS.

R 338.11227
Source: 1997 AACS.

R 338.11233
Source: 1984 AACS.

R 338.11235
Source: 1984 AACS.

R 338.11239
Source: 1989 AACS.

R 338.11241
Source: 1984 AACS.

R 338.11245

Annual Administrative Code Supplement
2007 Edition

Source: 1984 AACS.

R 338.11247

Source: 2006 AACS.

R 338.11249

Source: 1998-2000 AACS.

R 338.11253

Source: 1984 AACS.

R 338.11255

Source: 2006 AACS.

R 338.11259

Source: 2006 AACS.

R 338.11261

Source: 2006 AACS.

R 338.11267

Source: 1989 AACS.

PART 3. EDUCATION

R 338.11301

Source: 2006 AACS.

R 338.11303

Source: 2006 AACS.

R 338.11307

Source: 2006 AACS.

PART 4. DELEGATION, SUPERVISION, ASSIGNMENT

R 338.11403

Source: 2006 AACS.

R 338.11404

Source: 2006 AACS.

R 338.11405

Source: 2006 AACS.

R 338.11405a

Source: 2006 AACS.

R 338.11406

Source: 2006 AACS.

R 338.11408

Source: 2006 AACS.

R 338.11409

Source: 2006 AACS.

PART 5. SPECIALTIES

R 338.11501

Annual Administrative Code Supplement
2007 Edition

Source: 1994 AACS.

R 338.11503

Source: 1994 AACS.

R 338.11505

Source: 1994 AACS.

R 338.11507

Source: 1984 AACS.

R 338.11509

Source: 1984 AACS.

R 338.11511

Source: 1984 AACS.

R 338.11512

Source: 1994 AACS.

R 338.11513

Source: 1984 AACS.

R 338.11515

Source: 1984 AACS.

R 338.11517

Source: 1998-2000 AACS.

R 338.11519

Source: 1984 AACS.

R 338.11521

Source: 1984 AACS.

R 338.11523

Source: 1984 AACS.

R 338.11525

Source: 1994 AACS.

R 338.11527

Source: 1984 AACS.

PART 6. GENERAL ANESTHESIA AND INTRAVENOUS CONSCIOUS SEDATION

R 338.11601

Source: 1990 AACS.

R 338.11602

Source: 1997 AACS.

R 338.11603

Source: 2006 AACS.

R 338.11604

Source: 1990 AACS.

R 338.11605

Annual Administrative Code Supplement
2007 Edition

Source: 2006 AACS.

PART 7. CONTINUING EDUCATION

R 338.11701

Source: 2004 AACS.

R 338.11703

Source: 2004 AACS.

R 338.11704

Source: 2004 AACS.

R 338.11704a

Source: 2006 AACS.

R 338.11705

Source: 2006 AACS.

CHIROPRACTIC

R 338.12001

Source: 2006 AACS.

R 338.12002

Source: 1998-2000 AACS.

R 338.12003

Source: 2006 AACS.

R 338.12004

Source: 1998-2000 AACS.

R 338.12005

Source: 2006 AACS.

R 338.12006

Source: 2006 AACS.

R 338.12007

Source: 1998-2000 AACS.

R 338.12008

Source: 2006 AACS.

R 338.12008a

Source: 2006 AACS.

R 338.12009

Source: 1982 AACS.

R 338.12010

Source: 1982 AACS.

R 338.12011

Source: 1982 AACS.

R 338.12012

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 338.12013
Source: 1982 AACS.

R 338.12014
Source: 1987 AACS.

R 338.12015
Source: 2006 AACS.

DEPARTMENT OF LABOR & ECONOMIC GROWTH

DIRECTOR'S OFFICE

PREPAID FUNERAL & CEMETERY SALES

PART 1. GENERAL PROVISIONS

R 339.11
Source: 2006 AACS.

PART 2. CONTRACTS

R 339.21
Source: 2006 AACS.

R 339.22
Source: 2006 AACS.

R 339.23
Source: 2006 AACS.

R 339.24
Source: 2006 AACS.

PART 3. STANDARDS OF OPERATION

R 339.31
Source: 2006 AACS.

R 339.32
Source: 2006 AACS.

R 339.33
Source: 2006 AACS.

R 339.34
Source: 2006 AACS.

R 339.35
Source: 2006 AACS.

R 339.36
Source: 2006 AACS.

R 339.37
Source: 2006 AACS.

PART 4.RECORD KEEPING

R 339.41
Source: 2006 AACS.

R 339.42
Source: 2006 AACS.

R 339.43
Source: 2006 AACS.

R 339.45
Source: 2006 AACS.

R 339.47
Source: 2006 AACS.

DEPARTMENT OF LABOR AND ECONOMIC GROWTH

DIRECTOR'S OFFICE

BOXING

R 339.101
Source: 2005 AACS.

R 339.102
Source: 2005 AACS.

R 339.201
Source: 2005 AACS.

R 339.202
Source: 2005 AACS.

R 339.203
Source: 2005 AACS.

R 339.204
Source: 2005 AACS.

R 339.205
Source: 2005 AACS.

R 339.206
Source: 2005 AACS.

R 339.207
Source: 2005 AACS.

R 339.209
Source: 2005 AACS.

R 339.211
Source: 2005 AACS.

R 339.213
Source: 2005 AACS.

Annual Administrative Code Supplement
2007 Edition

R 339.215
Source: 2005 AACCS.

R 339.217
Source: 2005 AACCS.

R 339.219
Source: 2005 AACCS.

R 339.221
Source: 2005 AACCS.

R 339.223
Source: 2005 AACCS.

R 339.225
Source: 2005 AACCS.

R 339.227
Source: 2005 AACCS.

R 339.229
Source: 2005 AACCS.

R 339.231
Source: 2005 AACCS.

R 339.233
Source: 2005 AACCS.

R 339.235
Source: 2005 AACCS.

R 339.237
Source: 2005 AACCS.

R 339.239
Source: 2005 AACCS.

R 339.241
Source: 2005 AACCS.

R 339.243
Source: 2005 AACCS.

R 339.245
Source: 2005 AACCS.

R 339.247
Source: 2005 AACCS.

R 339.249
Source: 2005 AACCS.

R 339.251
Source: 2005 AACCS.

Annual Administrative Code Supplement
2007 Edition

R 339.253
Source: 2005 AACS.

R 339.255
Source: 2005 AACS.

R 339.257
Source: 2005 AACS.

R 339.259
Source: 2005 AACS.

R 339.261
Source: 2005 AACS.

R 339.263
Source: 2005 AACS.

R 339.265
Source: 2005 AACS.

R 339.267
Source: 2005 AACS.

R 339.269
Source: 2005 AACS.

R 339.301
Source: 2005 AACS.

R 339.303
Source: 2005 AACS.

R 339.401
Source: 2005 AACS.

R 339.403
Source: 2005 AACS.

OFFICE OF COMMERCIAL SERVICES
OCCUPATIONAL BOARDS

R 339.601
Source: 1998-2000 AACS.

PART 1. LICENSE AND REGISTRATION RENEWALS

R 339.1001
Source: 1998-2000 AACS.

R 339.1002
Source: 1998-2000 AACS.

R 339.1003
Source: 1998-2000 AACS.

R 339.1004

Annual Administrative Code Supplement
2007 Edition

Source: 1993 AACS.

R 339.1005

Source: 1997 AACS.

PART 7. DISCIPLINARY PROCEEDINGS

R 339.1701

Source: 2006 AACS.

R 339.1705

Source: 2006 AACS.

R 339.1706

Source: 2006 AACS.

R 339.1707

Source: 1997 AACS.

R 339.1709

Source: 1990 AACS.

R 339.1711

Source: 1997 AACS.

R 339.1713

Source: 1990 AACS.

R 339.1715

Source: 1997 AACS.

R 339.1721

Source: 1990 AACS.

R 339.1725

Source: 1997 AACS.

R 339.1726

Source: 1990 AACS.

R 339.1727

Source: 1997 AACS.

R 339.1728

Source: 1997 AACS.

R 339.1731

Source: 1990 AACS.

R 339.1741

Source: 1997 AACS.

R 339.1743

Source: 1997 AACS.

R 339.1745

Source: 1997 AACS.

R 339.1746

Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 339.1747
Source: 1990 AACS.

R 339.1751
Source: 1990 AACS.

R 339.1753
Source: 1997 AACS.

R 339.1755
Source: 1990 AACS.

R 339.1757
Source: 1990 AACS.

R 339.1759
Source: 1997 AACS.

R 339.1761
Source: 1990 AACS.

R 339.1763
Source: 1990 AACS.

R 339.1765
Source: 1997 AACS.

R 339.1767
Source: 1990 AACS.

R 339.1771
Source: 1997 AACS.

ATHLETICS

PART 1. GENERAL PROVISIONS

R 339.3101
Source: 2005 AACS.

R 339.3102
Source: 2005 AACS.

R 339.3201
Source: 2005 AACS.

R 339.3202
Source: 2005 AACS.

R 339.3203
Source: 2005 AACS.

R 339.3204
Source: 2005 AACS.

R 339.3205

Annual Administrative Code Supplement
2007 Edition

Source: 2005 AACS.

R 339.3206

Source: 2005 AACS.

R 339.3207

Source: 2005 AACS.

R 339.3207a

Source: 2005 AACS.

R 339.3208

Source: 2005 AACS.

R 339.3209

Source: 2005 AACS.

R 339.3210

Source: 2005 AACS.

R 339.3210a

Source: 2005 AACS.

R 339.3211

Source: 2005 AACS.

R 339.3212

Source: 2005 AACS.

R 339.3213

Source: 2005 AACS.

R 339.3214

Source: 2005 AACS.

R 339.3215

Source: 2005 AACS.

R 339.3216

Source: 2005 AACS.

R 339.3217

Source: 2005 AACS.

R 339.3218

Source: 2005 AACS.

R 339.3219

Source: 2005 AACS.

R 339.3220

Source: 2005 AACS.

R 339.3221

Source: 2005 AACS.

R 339.3222

Source: 2005 AACS.

Annual Administrative Code Supplement
2007 Edition

R 339.3223
Source: 2005 AACS.

R 339.3224
Source: 2005 AACS.

R 339.3225
Source: 2005 AACS.

R 339.3226
Source: 2005 AACS.

R 339.3227
Source: 2005 AACS.

R 339.3228
Source: 2005 AACS.

R 339.3229
Source: 2005 AACS.

R 339.3230
Source: 2005 AACS.

R 339.3231
Source: 2005 AACS.

R 339.3232
Source: 2005 AACS.

R 339.3233
Source: 2005 AACS.

R 339.3234
Source: 2005 AACS.

R 339.3235
Source: 2005 AACS.

R 339.3236
Source: 2005 AACS.

R 339.3199
Source: 1985 AACS.

PART 2. PROFESSIONAL BOXING

R 339.3201
Source: 1995 AACS.

R 339.3202
Source: 1995 AACS.

R 339.3203
Source: 1995 AACS.

R 339.3204
Source: 1995 AACS.

Annual Administrative Code Supplement
2007 Edition

R 339.3205
Source: 1995 AACS.

R 339.3206
Source: 1995 AACS.

R 339.3207
Source: 1995 AACS.

R 339.3207a
Source: 1995 AACS.

R 339.3208
Source: 1995 AACS.

R 339.3209
Source: 1995 AACS.

R 339.3210
Source: 1995 AACS.

R 339.3210a
Source: 1995 AACS.

R 339.3211
Source: 1995 AACS.

R 339.3212
Source: 1995 AACS.

R 339.3213
Source: 1995 AACS.

R 339.3214
Source: 1995 AACS.

R 339.3215
Source: 1995 AACS.

R 339.3216
Source: 1995 AACS.

R 339.3217
Source: 1995 AACS.

R 339.3218
Source: 1995 AACS.

R 339.3219
Source: 1995 AACS.

R 339.3220
Source: 1995 AACS.

R 339.3221
Source: 1995 AACS.

R 339.3222
Source: 1995 AACS.

Annual Administrative Code Supplement
2007 Edition

R 339.3223
Source: 1995 AACS.

R 339.3224
Source: 1995 AACS.

R 339.3225
Source: 1995 AACS.

R 339.3226
Source: 1995 AACS.

R 339.3227
Source: 1995 AACS.

R 339.3228
Source: 1995 AACS.

R 339.3229
Source: 1995 AACS.

R 339.3230
Source: 1995 AACS.

R 339.3231
Source: 1995 AACS.

R 339.3232
Source: 1995 AACS.

R 339.3233
Source: 1995 AACS.

R 339.3234
Source: 1985 AACS.

R 339.3235
Source: 1995 AACS.

R 339.3236
Source: 1995 AACS.

DIRECTOR'S OFFICE
COLLECTION AGENCIES

R 339.4001
Source: 1997 AACS.

R 339.4003
Source: 1997 AACS.

R 339.4005
Source: 1997 AACS.

R 339.4007
Source: 1997 AACS.

Annual Administrative Code Supplement
2007 Edition

R 339.4009
Source: 1997 AACS.

R 339.4011
Source: 1997 AACS.

PERSONNEL AGENCIES

PART 1. GENERAL PROVISIONS

R 339.5001
Source: 1996 AACS.

R 339.5005
Source: 1996 AACS.

R 339.5009
Source: 1996 AACS.

PART 2. LICENSING

R 339.5021
Source: 1996 AACS.

R 339.5023
Source: 1996 AACS.

PART 3. STANDARDS OF CONDUCT

R 339.5031
Source: 1996 AACS.

R 339.5033
Source: 1996 AACS.

R 339.5035
Source: 1996 AACS.

R 339.5037
Source: 1996 AACS.

R 339.5039
Source: 1996 AACS.

BARBERS

PART 1. GENERAL PROVISIONS

R 339.6001
Source: 1991 AACS.

R 339.6003
Source: 1991 AACS.

Annual Administrative Code Supplement
2007 Edition

R 339.6019
Source: 1991 AACS.

PART 2. LICENSES

R 339.6021
Source: 1998-2000 AACS.

PART 3. SANITATION

R 339.6031
Source: 1991 AACS.

R 339.6033
Source: 1991 AACS.

R 339.6035
Source: 1991 AACS.

R 339.6037
Source: 1991 AACS.

PART 4. BARBER COLLEGES

R 339.6041
Source: 1994 AACS.

R 339.6045
Source: 2006 AACS.

R 339.6047
Source: 1991 AACS.

R 339.6049
Source: 1991 AACS.

R 339.6051
Source: 2006 AACS.

NURSING HOME ADMINISTRATORS

PART 1. GENERAL PROVISIONS

R 339.14001
Source: 1992 AACS.

R 339.14003
Source: 1998-2000 AACS.

R 339.14005
Source: 1998-2000 AACS.

R 339.14007
Source: 1998-2000 AACS.

R 339.14009
Source: 1992 AACS.

R 339.14011

Annual Administrative Code Supplement
2007 Edition

Source: 1998-2000 AACS.

R 339.14013

Source: 1998-2000 AACS.

R 339.14015

Source: 1992 AACS.

R 339.14019

Source: 1992 AACS.

PART 2. CONTINUING EDUCATION

R 339.14021

Source: 1998-2000 AACS.

R 339.14023

Source: 1992 AACS.

R 339.14025

Source: 1998-2000 AACS.

R 339.14027

Source: 1998-2000 AACS.

R 339.14029

Source: 1992 AACS.

R 339.14031

Source: 1992 AACS.

R 339.14033

Source: 1992 AACS.

R 339.14035

Source: 1995 AACS.

ARCHITECTS

PART 1. GENERAL PROVISIONS

R 339.15101

Source: 2006 AACS.

R 339.15102

Source: 1998-2000 AACS.

R 339.15103

Source: 2006 AACS.

R 339.15104

Source: 2001 AACS.

R 339.15105

Source: 1985 AACS.

PART 2. LICENSING CRITERIA

R 339.15201

Annual Administrative Code Supplement
2007 Edition

Source: 2006 AACS.

R 339.15202

Source: 2006 AACS.

R 339.15203

Source: 1998-2000 AACS.

R 339.15204

Source: 2006 AACS.

PART 3. LICENSURE, RECIPROCITY, AND RENEWAL

R 339.15301

Source: 1985 AACS.

R 339.15302

Source: 1985 AACS.

PART 4. STANDARDS OF PRACTICE AND PROFESSIONAL CONDUCT

R 339.15401

Source: 1985 AACS.

R 339.15402

Source: 1985 AACS.

R 339.15403

Source: 1985 AACS.

PROFESSIONAL ENGINEERS

PART 1. GENERAL PROVISIONS

R 339.16001

Source: 1985 AACS.

R 339.16002

Source: 1998-2000 AACS.

R 339.16003

Source: 1985 AACS.

R 339.16004

Source: 2001 AACS.

R 339.16006

Source: 1985 AACS.

PART 2. LICENSURE

R 339.16021

Source: 1985 AACS.

R 339.16022

Source: 1985 AACS.

R 339.16023

Annual Administrative Code Supplement
2007 Edition

Source: 1998-2000 AACs.

R 339.16024

Source: 1985 AACs.

R 339.16025

Source: 1985 AACs.

PART 3. STANDARDS OF PRACTICE AND PROFESSIONAL CONDUCT

R 339.16031

Source: 1985 AACs.

R 339.16032

Source: 1985 AACs.

R 339.16033

Source: 1985 AACs.

R 339.16034

Source: 1985 AACs.

PROFESSIONAL SURVEYORS

PART 1. GENERAL PROVISIONS

R 339.17101

Source: 1995 AACs.

R 339.17102

Source: 1997 AACs.

R 339.17103

Source: 1985 AACs.

R 339.17104

Source: 2001 AACs.

R 339.17105

Source: 1985 AACs.

PART 2. EXAMINATIONS

R 339.17201

Source: 1985 AACs.

R 339.17202

Source: 1995 AACs.

R 339.17203

Source: 1993 AACs.

PART 3. LICENSURE, RECIPROCITY, AND RENEWAL

R 339.17301

Source: 1995 AACs.

R 339.17302

Annual Administrative Code Supplement
2007 Edition

Source: 1995 AACS.

PART 4. STANDARDS OF PRACTICE AND PROFESSIONAL CONDUCT

R 339.17401

Source: 1995 AACS.

R 339.17402

Source: 1985 AACS.

R 339.17403

Source: 1995 AACS.

R 339.17404

Source: 1995 AACS.

FORESTERS

PART 1. GENERAL PROVISIONS

R 339.18001

Source: 1984 AACS.

R 339.18005

Source: 1998-2000 AACS.

R 339.18007

Source: 1984 AACS.

PART 2. REGISTRATION

R 339.18021

Source: 1998-2000 AACS.

R 339.18023

Source: 1984 AACS.

R 339.18025

Source: 1984 AACS.

R 339.18027

Source: 1984 AACS.

R 339.18029

Source: 1998-2000 AACS.

PART 3. STANDARDS OF CONDUCT

R 339.18031

Source: 1984 AACS.

R 339.18035

Source: 1984 AACS.

MORTUARY SCIENCE

PART 1. GENERAL PROVISIONS

Annual Administrative Code Supplement
2007 Edition

R 339.18901
Source: 2001 AACS.

R 339.18905
Source: 2001 AACS.

R 339.18919
Source: 1991 AACS.

PART 2. LICENSING

R 339.18921
Source: 2001 AACS.

R 339.18923
Source: 1998-2000 AACS.

R 339.18925
Source: 1991 AACS.

R 339.18927
Source: 2001 AACS.

R 339.18929
Source: 2001 AACS.

PART 3. STANDARDS OF OPERATIONS

R 339.18930
Source: 2001 AACS.

R 339.18931
Source: 1991 AACS.

R 339.18933
Source: 1991 AACS.

R 339.18937
Source: 1991 AACS.

PART 4. STANDARDS OF CONDUCT

R 339.18941
Source: 1991 AACS.

R 339.18943
Source: 1991 AACS.

R 339.18945
Source: 1991 AACS.

R 339.18947
Source: 1991 AACS.

LANDSCAPE ARCHITECTS

Annual Administrative Code Supplement
2007 Edition

PART 1. GENERAL PROVISIONS

R 339.19001
Source: 1983 AACS.

R 339.19005
Source: 1998-2000 AACS.

R 339.19007
Source: 1983 AACS.

R 339.19020
Source: 1983 AACS.

PART 2. REGISTRATION

R 339.19021
Source: 1998-2000 AACS.

R 339.19023
Source: 1983 AACS.

R 339.19025
Source: 1991 AACS.

R 339.19027
Source: 1983 AACS.

PART 3. EXAMINATIONS

R 339.19031
Source: 1998-2000 AACS.

R 339.19033
Source: 1998-2000 AACS.

R 339.19035
Source: 1998-2000 AACS.

R 339.19037
Source: 1998-2000 AACS.

R 339.19039
Source: 1998-2000 AACS.

PART 4. STANDARDS OF CONDUCT

R 339.19041
Source: 1983 AACS.

R 339.19045
Source: 1983 AACS.

R 339.19049
Source: 1983 AACS.

PROFESSIONAL COMMUNITY PLANNERS

Annual Administrative Code Supplement
2007 Edition

PART 1. GENERAL PROVISIONS

R 339.20001
Source: 1996 AACS.

R 339.20002
Source: 1996 AACS.

R 339.20009
Source: 1996 AACS.

PART 2. REGISTRATION

R 339.20011
Source: 1996 AACS.

R 339.20013
Source: 1996 AACS.

R 339.20015
Source: 1996 AACS.

R 339.20017
Source: 1996 AACS.

R 339.20018
Source: 1996 AACS.

R 339.20019
Source: 1996 AACS.

PART 3. STANDARDS OF CONDUCT

R 339.20031
Source: 1996 AACS.

R 339.20033
Source: 1996 AACS.

R 339.20035
Source: 1996 AACS.

R 339.20037
Source: 1996 AACS.

REAL ESTATE BROKERS AND SALESPERSONS

PART 1. GENERAL PROVISIONS

R 339.22101
Source: 2002 AACS.

R 339.22103
Source: 2002 AACS.

R 339.22199
Source: 1991 AACS.

PART 2. LICENSING

R 339.22201

Source: 2002 AAC.S.

R 339.22203 Validity of broker education; validity of salesperson education.

Rule 203. (1) An applicant for a broker or associate broker license shall have completed 90 clock hours of qualifying prelicensure education of which 9 clock hours shall be on civil rights law and fair housing law, as defined in section 2504 (1) of the code. The broker prelicensure education shall be completed not more than 36 months before the date of application, unless the applicant has held a license as a salesperson for that intervening period. (2) Acceptable courses for prelicensure education shall meet criteria established by the department, but may be reviewed and preapproved by a statewide real estate trade association for subject matter relevant to the practice of real estate. Not more than 1 broker course on the same subject will be accepted for credit.

(3) In meeting the broker prelicensure education requirements, credit shall be given for either of the following:

(a) Possession of a law degree, obtained at any time before the date of application, shall be equated to 60 clock hours of real estate education which includes 6 hours of instruction in civil rights law and fair housing law.

(b) Possession of a master's degree in business administration from an accredited institution of higher learning shall be equated to 60 clock hours of real estate education.

(4) An applicant for a salesperson license shall have completed 40 clock hours of qualifying prelicensure education of which 4 clock hours shall be on civil rights law and fair housing law, as defined in section 2504(2) of the code. The salesperson prelicensure education shall be completed not more than 36 months before the date of application.

History: 1991 MR 4, Eff. May 1, 1991; 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22205

Source: 2002 AAC.S.

R 339.22207

Source: 2002 AAC.S.

R 339.22209

Source: 2002 AAC.S.

R 339.22211

Source: 2002 AAC.S.

R 339.22213 License renewal; late renewal.

Rule 213. (1) An applicant for renewal of a license may continue to operate as previously licensed, using the expired wall license and pocket card as evidence of proper licensing, if the applicant has met both of the following conditions by the expiration date:

(a) Submitted a complete application for renewal and the required fee.

(b) Completed the required continuing education.

(2) An applicant for renewal whose application is received by the department after the expiration date shall not operate until the applicant's employing broker receives his or her new license and pocket card.

(3) A person who fails to renew a license within 60 days of expiration, shall apply for relicensure in accordance with sections 2504(5) and 411(4) of the code.

(4) Completion of continuing education for relicensure shall not qualify as completion of the continuing education requirement for the next license renewal.

(5) Unless a relicensure applicant has completed 6 clock hours of approved continuing education for every year since a license has lapsed, the applicant shall successfully complete any education or examination used to qualify for relicensure within 12 months before the applicant applies for relicensure.

History: 1991 MR 4, Eff. May 1, 1991; 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22215

Source: 2002 AAC.S.

PART 3. PRACTICE AND CONDUCT

Annual Administrative Code Supplement
2007 Edition

R 339.22301
Source: 2002 AACS.

R 339.22305
Source: 2002 AACS.

R 339.22307
Source: 2002 AACS.

R 339.22309
Source: 2002 AACS.

R 339.22310
Source: 2002 AACS.

R 339.22311
Source: 2002 AACS.

R 339.22313
Source: 2002 AACS.

R 339.22315
Source: 2002 AACS.

R 339.22317
Source: 2002 AACS.

R 339.22319
Source: 1991 AACS.

R 339.22321
Source: 2002 AACS.

R 339.22323
Source: 2002 AACS.

R 339.22325
Source: 2002 AACS.

R 339.22327
Source: 1991 AACS.

R 339.22329
Source: 1991 AACS.

R 339.22333
Source: 2002 AACS.

R 339.22335
Source: 1997 AACS.

R 339.22337
Source: 2002 AACS.

R 339.22339
Source: 2002 AACS.

PART 4. ENFORCEMENT

Annual Administrative Code Supplement
2007 Edition

R 339.22401
Source: 2002 AACS.

R 339.22403
Source: 1997 AACS.

R 339.22405
Source: 1991 AACS.

PART 5. OUT-OF-STATE LAND SALES

R 339.22501
Source: 1991 AACS.

R 339.22503
Source: 1991 AACS.

R 339.22505
Source: 1991 AACS.

R 339.22507
Source: 1991 AACS.

R 339.22509
Source: 1991 AACS.

R 339.22511
Source: 1991 AACS.

R 339.22513
Source: 1991 AACS.

R 339.22515
Source: 2002 AACS.

R 339.22517
Source: 1991 AACS.

R 339.22519
Source: 2002 AACS.

R 339.22521
Source: 1991 AACS.

R 339.22523
Source: 2002 AACS.

R 339.22525
Source: 2002 AACS.

R 339.22527
Source: 2002 AACS.

R 339.22529
Source: 1991 AACS.

PART 6. REAL ESTATE EDUCATION

SUBPART 1. GENERAL PROVISIONS

R 339.22601 Course approval; certificate.

Rule 601. (1) A real estate school or sponsor shall apply for and obtain approval as determined by the department for real estate education courses before the courses are offered to the public.

(2) The department shall issue a certificate or letter of course approval or a notice of denial to the school or sponsor within 60 days after the application is received. Denials shall be based on substantive deficiencies and specify the reasons for the denial.

(3) Courses shall be approved as determined by the department. The department will accept the courses for approval that meet the criteria established by the department for course content and number of clock hours and are taught by instructors who meet the criteria in R 339.22101.

History: 1991 MR 4, Eff. May 1, 1991; 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22602 Advertising for approved real estate courses.

Rule 602. All advertising for approved real estate courses that are held out to the public as fulfilling the requirements of section 2504 of the code shall be in the name of the approved school or sponsor.

History: 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22603 Solicitations.

Rule 603. (1) Organizational membership, employment, business-related solicitations, or any other noneducational presentations are prohibited during continuing education courses and prelicensure courses and shall not be counted as part of the clock hours of the course.

(2) Students or licensees shall not receive credit for solicitations or noneducational presentations offered in conjunction with an approved course.

History: 1991 MR 4, Eff. May 1, 1991; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22604 Student records; content; inspection.

Rule 604. (1) Each approved real estate school and each real estate continuing education sponsor shall establish and maintain a record for each student.

(2) Student records shall contain all of the following information:

(a) The student's name and address.

(b) The number of clock hours attended.

(c) The student's grade, if an examination is required to determine successful completion of the course.

(d) The date of course completion.

(e) The last 4 digits of the student's social security number.

(f) The student's date of birth.

(g) The real estate license identification number, if applicable.

(3) All records shall be available for inspection during normal business hours by an authorized representative of the department, if the inspection does not violate a law.

(4) A real estate school or sponsor shall maintain records in the following manner:

(a) Records of schools shall be maintained permanently.

(b) Records of sponsors shall be maintained for a minimum of 6 years from inception date of the record.

(5) A real estate school or sponsor shall issue a certificate of completion to a student who successfully completes an approved real estate course. The certificate shall include all of the following information:

(a) The date of course completion.

(b) Identification of the course attended, including the following:

(i) The name of the course, as approved by the department.

(ii) For continuing education sponsors, the course approval numbers, as assigned by the department.

(c) The name and approval number of the school or sponsor.

(d) The name of the student. Continuing education sponsors shall also include the licensee's real estate license identification number.

(e) The number of clock hours completed by the student.

(f) The signature of the course coordinator.

(6) Each student or licensee completing a prelicensure or continuing education course shall present a state-issued photo identification or acceptable alternative form of photo identification to the school or sponsor before receiving the certificate of completion. Both of the following apply:

(a) For courses conducted in a traditional classroom setting, students or licensees shall present a state-issued photo

Annual Administrative Code Supplement
2007 Edition

identification or other acceptable alternative form of identification that verifies, to the satisfaction of the school or sponsor, the identification of the student or licensee.

(b) For courses conducted through distance education, the school or sponsor shall ensure that the student or licensee whose attendance is reported to the department is the same person who completed the distance education course. The school or sponsor shall take appropriate measures to ensure accurate verification of the identity of each student or licensee before reporting course completion to the department.

(7) At least 30 days before courses are held, schools and sponsors shall submit to the department a schedule and geographic location for each course.

(8) Within 5 business days of the conclusion of the last course, schools and sponsors shall submit, in a format required by the department, the names of students who have successfully completed an approved course.

History: 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22605 Submissions with application for approval; student contracts; return of fees.

Rule 605.A submission for course approval shall contain all of the following:

(1) An application as approved by the department.

(2) A student contract, if used by the school.

(3) A copy of the school's policy for the return of fees if a student fails to appear, is dismissed, or withdraws voluntarily from a real estate prelicensure or continuing education course.

History: 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22606 Distance learning.

Rule 606.(1) Real estate education courses represented as fulfilling the requirements of section 2504 of the code and delivered through distance learning shall be approved as determined by the department before being offered to the public.

(2) A distance-learning course shall contain all of the following:

(a) All requirements listed in R 339.22651(1) for approval of a continuing education course, or R 339.22631(1) for approval of a prelicensure course.

(b) The individual modules of instruction offered on a computer or other interactive program.

(c) A list of at least 1 learning objective for each module of instruction. The learning objective shall ensure that if all the objectives are met the entire content of the course is understood.

(d) A structured learning method to enable the student to attain each learning objective.

(e) A method of assessment of the student's performance during each module of instruction.

(f) A remediation for any student who is deficient in the assessment to repeat the module until the student understands the course content material.

(3) Delivery systems which have met the distance education criteria for current certification by the association of real estate license law officials (ARELLO) shall be acceptable to the department, as follows:

(a) Proof of ARELLO certification as a primary or secondary provider, including the summary sheet and certificate, shall be provided with the application for course approval.

(b) Upon withdrawal or expiration of ARELLO certification, the approval to offer distance learning courses shall be suspended until ARELLO certification is reinstated or the sponsor has applied for and received approval from the department according to subrule (4) of this rule.

(4) Equivalent delivery systems may be used if they are approved as determined by the department.

(5) The real estate school or sponsor shall describe in detail on its application how it will remedy hardware and software failures.

History: 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22607 Program coordinator.

Rule 607.Each real estate school or sponsor shall designate at least 1 individual as coordinator. The coordinator shall be responsible for supervising the program of courses and assuring compliance with the code and these rules.

History: 1991 MR 4, Eff. May 1, 1991; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22609 Instructors.

Rule 609. (1) Each instructor shall be approved as determined by the department before teaching any real estate course. Instructors who meet the criteria in R 339.22101 (m) (i), (ii), or (iii) shall be deemed approved by the department.

(2) Instructors shall be responsible for all of the following:

(a) Compliance with all laws and rules relating to real estate education.

(b) Providing students with current and accurate information.

Annual Administrative Code Supplement
2007 Edition

- (c) Maintaining an environment conducive to learning.
 - (d) Assuring and certifying accurate attendance of students enrolled in courses.
 - (e) Providing assistance to students and responding to questions relating to course materials.
 - (f) Attending such workshops or instructional programs as required by the department.
 - (3) The real estate school or sponsor shall submit to the department the qualifications of each instructor to be used in an approved course not fewer than 60 days before the instructor is scheduled to begin instruction.
- History:1991 MR 4, Eff. May 1, 1991; 1997 MR 7, Eff. Aug. 4,1997;2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22611

Source: 1991 AACs.

R 339.22613 Student attendance and makeup policy.

Rule 613. (1) A student shall attend 100% of a course in order to obtain credit for the course.

(2) Credit for a distance learning course requires completion of the entire course.

Completion of the entire course means the number of course hours attended equals the number of hours for which the course is approved.

(3) A real estate school or sponsor shall have a makeup policy for students who are absent from or late in arriving at regularly scheduled class sessions.

History:1991 MR 4, Eff. May 1, 1991; 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22615 Misleading information.

Rule 615. A real estate school or sponsor shall not provide misleading information. Information is misleading when, taken as a whole, there is a probability that it will deceive the class of persons that it is intended to influence. A real estate school or sponsor shall not represent that the department's approval is a recommendation or endorsement of the entity to which it is issued or a course of instruction offered by it.

History:1991 MR 4, Eff. May 1, 1991; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22617 Denial, suspension, or rescission of approval to offer courses; violation of code or rules.

Rule 617. (1) A real estate school, sponsor or instructor may be subject to the penalties of section 602 of the code, including disciplinary action against a course approval, for any of the following reasons:

(a) Failure to comply with the provisions of the code or these rules.

(b) Revealing or attempting to discover, or soliciting, encouraging, or inducing a person to reveal, the questions on a real estate license examination administered by or on behalf of the department.

(c) Making a substantial misrepresentation regarding a real estate school, sponsor, or course of study.

(d) Making a false promise of a character likely to influence, persuade, or induce regarding a sponsor, real estate school or course of study.

(e) Pursuing a continued and flagrant course of misrepresentation or the making of false promises through agents, salespersons, advertising, or otherwise.

(2) The department shall have the right to review a course at any time and to summarily suspend course approval, in accordance with section 505 of the code, where the course does not conform to the requirements of the code or these rules or where there is a high rate of failure on a licensing examination indicating lack of competent instruction.

(3) A proprietary real estate school licensed under 1943 PA 148 shall continue to comply with the provisions of the act.

History:1991 MR 4, Eff. May 1, 1991; 2007 MR 2, Eff. Jan. 29, 2007.

SUBPART 2. PRELICENSURE COURSES

R 339.22631 Application for approval to offer prelicensure courses; forms; required information.

Rule 631. (1) A real estate school shall submit an application for approval, as determined by the department, for prelicensure courses. The application shall include, but not be limited to, all of the following information:

(a) The school name, business address, telephone number, facsimile number, website address, and e-mail address, if applicable.

(b) The course title.

(c) The names, addresses, telephone numbers and qualifications of instructors.

(d) A summary of topics completed for each prelicensure course to be taught, including the number of hours allocated to each

Annual Administrative Code Supplement
2007 Edition

topic.

(e) A sample certificate of completion that meets the requirements of R 339.22604(5).

(f) The name of the coordinator.

(g) Methodology for verifying and monitoring attendance.

(2) A change in the information on the application forms shall be reported to the department within 30 days of the change. The department shall accept or reject a change within 60 days of notification of the change.

(3) A real estate school or institution shall demonstrate that it is an entity that may offer prelicensure courses in accordance with section 2504(8) of the code.

(4) In order to maintain course approval, a renewal application approved by the department shall be submitted to the department at least 60 days prior to expiration of the course approval.

History: 1991 MR 4, Eff. May 1, 1991; 1997 MR 7, Eff. Aug. 4, 1997; 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22633

Source: 2002 AACCS.

R 339.22635

Source: 2002 AACCS.

R 339.22637

Source: 2002 AACCS.

R 339.22639 Rescinded.

History: 1991 MR 4, Eff. May 1, 1991; rescinded 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22641 Rescinded.

History: 1991 MR 4, Eff. May 1, 1991; rescinded 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22643

Source: 1991 AACCS.

R 339.22645 Approval of prelicensure courses; expiration date.

Rule 645. (1) Approval of prelicensure courses issued by the department to a real estate school shall expire on June 30 of the year in which all real estate licenses expire.

(2) A proprietary real estate school licensed under 1943 PA 148 shall comply with the act to maintain approval of the real estate school under this rule.

History: 1991 MR 4, Eff. May 1, 1991; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22647

Source: 1991 AACCS.

SUBPART 3. CONTINUING EDUCATION COURSES

R 339.22651 Application for approval to offer continuing education courses; forms; required information.

Rule 651. (1) A real estate sponsor shall submit an application for approval, as determined by the department, for continuing education courses offered to real estate broker, associate broker or salesperson licensees. The application shall include all of the following information:

(a) The sponsor name, business address, telephone number, facsimile number, website address, and e-mail address, if applicable.

(b) The course title.

(c) The names, addresses, telephone numbers and qualifications of instructors.

(d) An outline of the courses to be taught, including the number of hours allocated to each topic. Courses shall be composed of at least 1 of the following categories:

(i) Changes in economic conditions.

(ii) Changes in laws, court opinions, and rules.

(iii) Interpretations relating to and affecting real property.

(iv) Any topics relevant to the management, operation, or practice of real estate.

Annual Administrative Code Supplement
2007 Edition

(e) A sample certificate of completion that meets the requirements of R 339.22604(5).

(f) The name of the coordinator.

(g) Methodology for verifying and monitoring attendance.

(2) The sponsor shall submit to the department any changes to an existing approved course. The department shall accept or reject a change within 60 days of notification of the change.

(3) In order to maintain course approval, a renewal application approved by the department shall be submitted to the department at least 60 days prior to expiration of the course approval.

History: 1991 MR 4, Eff. May 1, 1991; 1997 MR 7, Eff. Aug. 4, 1997; 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22652 Approval of continuing education courses; expiration date.

R 652. (1) Approval of continuing education courses issued by the department to a real estate sponsor shall expire on December 31 of the year in which all real estate licenses expire.

History: 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22653 Rescinded.

History: 1991 MR 4, Eff. May 1, 1991; 1997 MR 7, Eff. Aug. 4, 1997; rescinded 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22654 Rescinded.

History: 2002 MR 16, Eff. Sept. 4, 2002; rescinded 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22655 Rescinded.

History: 1991 MR 4, Eff. May 1, 1991; 1997 MR 7, Eff. Aug. 4, 1997; 2002 MR 16, Eff. Sept. 4, 2002; rescinded MR 2, Eff. Jan. 29, 2007.

R 339.22657

Source: 1991 AACS.

R 339.22659 Attendance.

Rule 659. Credit for completion of a course shall only be granted once in each renewal period, or as part of the requirement to become relicensed, after a license has lapsed.

History: 1991 MR 4, Eff. May 1, 1991; 1997 MR 7, Eff. Aug. 4, 1997; 2002 MR 16, Eff. Sept. 4, 2002; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22661

Source: 2002 AACS.

R 339.22663 Rescinded.

History: 1991 MR 4, Eff. May 1, 1991; 2002 MR 16, Eff. Sept. 4, 2002; rescinded 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22664 Rescinded.

History: 2002 MR 16, Eff. Sept. 4, 2002; rescinded 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22665 Credit earned by instructors.

Rule 665. Instructors may earn their continuing education credit for teaching a course.

(a) Credit shall not be earned if the instructor has previously obtained credit for the same course either as a student or an instructor.

(b) Sponsors shall report the instructor's name on the list of students completing the course according to R 339.22604(8), or continuing education credit for the course taught by the instructor shall not be granted by the department.

History: 1991 MR 4, Eff. May 1, 1991; 1997 MR 7, Eff. Aug. 4, 1997; 2007 MR 2, Eff. Jan. 29, 2007.

R 339.22667

Source: 1997 AACS.

REAL ESTATE APPRAISERS

PART 1. GENERAL PROVISIONS

R 339.23101 Definitions.

Rule 101. (1) As used in these rules:

(a) "Act" means 1980 PA 299, MCL 339.101 et seq., and known as the occupational code.

(b) "Appraiser Qualifications Board Criteria" or "AQB Criteria" means the standards for education, experience and examination to become a limited appraiser, state licensed appraiser, certified residential appraiser, certified general appraiser or an instructor of the Uniform Standards of Professional Appraisal Practice (USPAP) pursuant to MCL 339.2601(b). A copy of the criteria is available for download at no charge at www.appraisalfoundation.org. The criteria can also be viewed at the department of labor and economic growth's bureau of commercial services, 2501 Woodlake Circle, Okemos, Michigan 48864.

(c) "Board" means the board of real estate appraisers.

(d) "Licensee" means an individual who is licensed under article 26 of the act, including a limited real estate appraiser, a state-licensed real estate appraiser, a certified residential real estate appraiser, or a certified general real estate appraiser.

(e) "Market analysis as performed by a real estate licensee" means the activity defined in section 2601(a)(i) and (ii) of the act, and means analysis solely for the purpose of establishing potential sale, purchase, or listing price of real property or the rental rate of real property and is not for the purpose of evaluating a property for mortgage lenders in the primary or secondary mortgage market.

(f) "Transaction value" means any of the following:

(i) For loans or other extensions of credit, the amount of the loan or the extension of credit.

(ii) For sales, leases, purchases, and investments, or in exchanges of real property, the market value of the real property interest involved.

(iii) For the pooling of loans or interests in real property for resale or purchase, the amount of the loan or market value of the real property calculated with respect to each such loan or interest in real property.

(g) "Uniform standards of professional appraisal practice" or "USPAP" means the uniform standards of professional appraisal practice, published by the appraisal foundation, effective January 1, 2008. Copies of the edition are available at a cost at the time of adoption of these rules of \$50.00 plus \$11.00 for shipping from the Appraisal Foundation, 1155 15th Street NW, Suite 1111, Washington DC, 20005. Mail Orders: P.O. Box 381, Annapolis Junction, MD 20101-0381, phone toll-free 800/805-7857 or 240/864-0100. Copies of the current USPAP and previous editions may be downloaded without charge from the following Internet address: www.appraisalfoundation.org. The current USPAP and previous editions may be reviewed or purchased from the department of labor and economic growth by mailing to the Bureau of Commercial Services, 2501 Woodlake Circle, Okemos Michigan 48864, mailing address, P.O. Box 30018, Lansing MI 48909, phone: 517/241-9201, at a cost as of the time of adoption of these rules of \$50.00 plus \$11.00 shipping and handling costs.

(2) Terms defined in articles 1 to 6 and 26 of the act have the same meanings when used in these rules.

History: 1996 MR 6, Eff. June 16, 1996; 2002 MR 9, Eff. May 21, 2002; 2003 MR 5, Eff. Mar. 13, 2003; 2003 MR 24, Eff. Dec. 31, 2003; 2004 MR 24, Eff. Dec. 24, 2004; 2006 MR 11, Eff. June 2, 2006; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23102 AQB Criteria.

Rule 102. The Board adopts the AQB criteria for education, experience, examination and instructors of USPAP pursuant to MCL 339.2601(b).

History: 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23103

Source: 2002 AACS.

PART 2. LICENSING

R 339.23201 Acceptable appraisal experience generally.

Rule 201. (1) Credit for appraisal experience shall be based on the actual performance of appraisals. The department shall not grant experience credit to an applicant solely on the basis of total hours of employment in an appraisal firm or other entity. The actual performance of appraisals includes time spent in such professional activities as personally inspecting real property, conducting research and developing materials supporting the appraisal, preparing the content of appraisal reports, and presenting the appraisal to the client. It does not include time spent in the solicitation of business, negotiation and development of client agreements, clerical tasks, or business accounting and collections, even though such tasks may be appropriately billed to a client as a necessary part of performing the appraisal.

(2) Credit shall not be given for performing more than 40 hours per week of professional experience unless specific

Annual Administrative Code Supplement
2007 Edition

experience, which is verified by a supervisor, can be provided to demonstrate that an individual worked more hours in that week. However, experience in excess of 40 hours a week that is obtained before January 1, 1992, may be verified by a supervisor's affidavit.

(3) Hours credited per appraisal shall be credited based upon the number of hours spent on each assignment, not to exceed the number of hours in the following table: Requests for exceptions shall be approved or denied by the department.

PROPERTY TYPES	MAX. ALLOWABLE HOURS
SINGLE FAMILY RESIDENTIAL	8
RESIDENTIAL MULTI FAMILY (2 to 4 UNITS)	20
RESIDENTIAL MULTI FAMILY (5 to 12 UNITS)	36
RESIDENTIAL MULTI FAMILY (13 OR MORE UNITS)	40
RESIDENTIAL LOT	6
SUBDIVISIONS	40
RURAL RESIDENTIAL LAND (IMPROVED 20 ACRES OR LESS)	16
RURAL RESIDENTIAL LAND (VACANT 20 ACRES OR LESS)	12
AGRICULTURAL FARM OR FOREST LAND	40
INDUSTRIAL (INDUSTRIAL PARK, BUSINESS CAMPUS, WAREHOUSING, MANUFACTURING PLANT, ETC.)	40
INDUSTRIAL PARK OR BUSINESS CAMPUS LAND (VACANT)	24
MULTI FAMILY LAND (VACANT)	24
COMMERCIAL PROPERTIES: SINGLE TENANT	40
MULTI TENANT(IMPROVED OFFICE BLDG, RETAIL STORE, RESTAURANT, SERVICE STATION, BANK, DAY CARE CENTER, NURSING HOME, ETC.)	80
COMMERCIAL LAND (VACANT)	24

(4) Qualifying experience in performing real estate appraisals on or after January 1, 1992, shall be obtained while the individual is licensed as a limited real estate appraiser, certified residential real estate appraiser, or state licensed real estate appraiser or is properly exempt from licensing.

(5) A limited real estate appraiser shall be subject to direct supervision by a supervising appraiser who shall be a certified residential appraiser or a certified general appraiser. The supervising appraiser shall be responsible for the training and direct

Annual Administrative Code Supplement
2007 Edition

supervision of the limited real estate appraiser by accepting responsibility for the appraisal report by signing and certifying that the report is in compliance with the uniform standards of professional appraisal practice by doing both of the following:

- (a) Reviewing the limited appraiser's appraisal report or reports.
- (b) Personally inspecting each appraised property with the limited real estate appraiser until the supervising appraiser determines the limited appraiser is competent in accordance with the competency provision of the uniform standards of professional appraisal practice (USPAP) for the property type. Separate logs shall be maintained for each supervising appraiser, and each log shall contain the signature, the license or certification number, and the level of licensure of the supervising appraiser.

History: 1996 MR 6, Eff. June 16, 1996; 2002 MR 9, Eff. May 21, 2002; 2006 MR 11, Eff. June 2, 2006; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23203 Appraisal experience; satisfactory evidence.

Rule 203. (1) For an applicant's experience hours to be accepted, the experience shall be in compliance with both of the following requirements, as applicable:

(a) Appraisal experience shall be demonstrated by copies of reports and file memoranda. A detailed log which includes the date, property address, property type, and a clear indication of the time devoted to each appraisal shall be submitted to the department. The information in the log shall be capable of being documented by work samples, and shall include an affidavit of a supervisor, if requested by the department. If a supervisor is not available, if the applicant was the supervisor, or if the applicant was self-employed, then the department may require an affidavit from a professional colleague or from an institution for whom the work was performed to support the documentation of the applicant.

(b) An affidavit referenced in subrule (1)(a) of this rule may be utilized only for the purpose of documenting the reasons for appraisal experience to exceed more than 40 hours per week, pursuant to R 339.23201(2).

(2) An applicant for a license shall demonstrate experience gained in each of the following areas of the appraisal process:

- (a) Defining the appraisal problem.
- (b) Gathering and analyzing data.
- (c) Applying appropriate value approaches and methodology.
- (d) Arriving at an opinion of value.
- (e) Reporting the opinion of value.

(3) Documents that support the information that is contained in an application, an applicant's experience log, or an affidavit as required in R 339.23201(2) shall be maintained for not less than 6 years from the date of application.

History: 1996 MR 6, Eff. June 26, 1996; 2002 MR 9, Eff. May 21, 2002; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23205

Source: 1996 AACS.

R 339.23207

Source: 2002 AACS.

PART 3. APPRAISER EDUCATION

GENERAL PROVISIONS

R 339.23301 Definitions.

Rule 301. As used in this part:

(a) "Continuing education course" means a course that complies with the AQB criteria for continuing education courses and is approved by the department.

(b) "Coordinator" means an individual who assumes, on behalf of a course sponsor, the responsibility pursuant to these rules for offering courses relating to the activities of real estate appraisers.

(c) "Instructor" means an individual who is deemed qualified by the sponsor to instruct students in prelicensure or continuing education courses and who provides instruction directly and interactively in contact with students. An instructor may utilize guest speakers, but shall bear ultimate responsibility to the sponsor for the quality of information imparted to students.

(d) "Prelicensure course" means a course that complies with the AQB criteria for prelicensure education courses and is approved by the department.

(e) "Sponsor" means an entity which meets the requirements of section 2617(2) of the act and which offers or proposes to offer either prelicensure appraiser education or continuing education. History: 1996 MR 6, Eff. June 26, 1996; 2002 MR 9,

Annual Administrative Code Supplement
2007 Edition

Eff. May 21, 2002; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23303 Education; submission of documentation by license applicants.

Rule 303. (1) In submitting documentation of prelicensure education obtained before the effective date of the act or from course sponsors that are not approved pursuant to these rules, the applicant shall show that the course was designed to teach individuals to perform appraisals or to augment a basic knowledge of appraisal with general information that the instructor then relates to the performance of appraisals.

(2) General educational courses, such as business, economics, statistics, or law, or general courses in real estate or real estate law will not be considered equivalent to approved prelicensure education unless a relationship to appraisal is shown in the course description, syllabus, or curriculum outline to the extent that not fewer than 15 classroom hours were specifically related to appraisal. Classroom hours of credit shall only be granted for hours that are specifically related to appraisal.

(3) An applicant's submission of documentation of prelicensure education shall include all of the following information:

(a) The date and place the course was taken.

(b) The name of the sponsor and the sponsor's current address ~~or~~ and telephone number if available.

(c) A copy of the course outline, syllabus, detailed curriculum, or similar information.

(d) A copy of the certificate of completion.

(e) The number of classroom hours spent in the course. To have the education hours approved by the department, continuing education course sponsors utilizing distance-learning systems shall have an acceptable method of ensuring that the student achieves an equivalent to classroom hours.

(4) In submitting documentation of education from institutions of higher education that are authorized to grant degrees which confer credit hours rather than classroom hours, 1 credit hour shall be equivalent to 10 classroom hours of actual instruction for term credits and 15 classroom hours of instruction for semester credits.

(5) Documentation to support information on the application for course approval shall be maintained for not less than 6 years from the date of the application.

(6) To assist applicants, the department shall maintain a list of courses that are acceptable to the department.

History: 1996 MR 6, Eff. June 26, 1996; 2002 MR 9, Eff. May 21, 2002; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23305

Source: 1996 AACS.

R 339.23307 Conduct of courses; changes in courses.

Rule 307. (1) A course sponsor shall comply with all of the following requirements:

(a) A course shall not be represented to licensees or to the public as meeting the requirements of the act and these rules until it has been approved by the department.

(b) Solicitation of organizational membership, employment, or business-related products and services is prohibited during qualifying course classroom hours.

(c) A sponsor shall appoint an individual as coordinator for the sponsor's courses. The coordinator shall be responsible for supervising the program of courses and assuring compliance with the code and these rules. The coordinator need not be a licensee.

(d) An instructor who meets the requirements of R 339.23309 (3) and (4) shall teach the course.

(e) Each student shall be provided with a written syllabus that contains, at a minimum, all of the following information:

(i) The course title.

(ii) The times and dates of the course offering.

(iii) The name, business address, and telephone number of the course coordinator and the name of the instructor.

(iv) A detailed outline of the subject matter to be covered and the estimated time to be devoted to each subject.

(f) A course shall not be credited for more than 10 classroom hours of instruction in 1 calendar day. Calculations of classroom hours for a course shall not include any of the following:

(i) Meals.

(ii) Breaks.

(iii) Registration.

(iv) Required reading.

(v) Outside assignments.

(g) Each course shall reflect the most current version of state and federal laws and regulations.

(h) A sponsor shall permit the department to review a course at any time or to inspect the records of a course sponsor during normal business hours.

(i) A sponsor whose programs are transferred to another entity shall arrange for student records to be maintained

Annual Administrative Code Supplement
2007 Edition

permanently by the successor entity. The successor entity shall assure that course completion information is available to students who need to verify their education.

(2) The department shall accept or reject a change in, or addition to, the information provided to the department on an original application. The department may determine that a proposed change cannot be made without the submission of additional supporting documentation or that the extent or number of changes requested require the sponsor to complete a new application for approval.

(3) The department may request a sponsor to provide any additional supporting documentation that is necessary for the department to approve the course.

(4) Department approved courses shall expire 3 years from the date of the course approval, at which time the course approval shall be subject to renewal. A sponsor shall notify the department of its intent to renew or discontinue previously approved course or courses by satisfactorily completing and submitting a course renewal form provided by the department. Course renewal forms shall be received by the department at least 60 days before the expiration date. If a satisfactorily completed renewal form is not received by the department by the expiration date, the course shall cease to be departmentally approved beyond the expiration date. Course renewal forms are not valid and shall not be accepted by the department after the expiration date. Sponsors requesting approval for course renewal after the expiration date shall complete and submit an application for original course approval.

(5) A proprietary real estate appraiser sponsor licensed under 1943 PA 148 shall continuously comply with the act.

(6) If a sponsor desires to change a course's content/curriculum and/or hours of credit, the sponsor shall reapply for departmental approval of the changes to the course by completing an application for course approval, obtained from the department. The department shall notify the sponsor whether the proposed course change is approved or not. The sponsor shall not offer the course with the proposed changes without departmental approval.

History: 1996 MR 6, Eff. June 26, 1996; 2002 MR 9, Eff. May 21, 2002; 2006 MR 11, Eff. June 2, 2006; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23309 Sponsors; duties; instructors.

Rule 309. (1) Each sponsor shall be responsible for all of the following:

- (a) Compliance with all laws and rules relating to appraiser education.
- (b) Providing students with current and accurate information.
- (c) Maintaining an atmosphere that is conducive to learning in the classroom.
- (d) Assuring and certifying the attendance of students who are enrolled in courses.
- (e) Providing assistance to students and responding to questions relating to course materials.
- (f) Supervising all guest lecturers and relating all information that is presented to the practice of real estate appraisal.

(2) Distance education sponsors shall ensure that all of the following qualifications for their courses are complied with:

(a) The course shall be presented with an instructor available to answer questions, provide information, and monitor student attendance.

(b) The course meets 1 of the following criteria:

(i) The course has been presented by an accredited college or university (through the commission on colleges or a regional accreditation association) that offers distance education programs in other disciplines.

(ii) The course has received approval of the international distance education certification center (IDECC) for the course design and delivery mechanism and either of the following:

(A) The approval of the appraiser qualification board through the AQB course approval program.

(B) The approval of the licensing or certifying jurisdiction where the course is being offered for the content of the course.

(C) The course meets all of the following requirements:

(i) The course is equivalent to 15 classroom hours for precursure courses and 2 classroom hours for continuing education courses.

(ii) A student successfully completes a written examination proctored by an official approved by the presenting college or university or by the sponsoring organization consistent with the requirements of the course accreditation. If a written examination is not required for accreditation, a student successfully completes course mechanisms required for accreditation which demonstrate mastery and fluency.

(iii) The sponsor ensures that students completing the distance education courses will achieve the equivalent of the stated classroom hours per course.

(3) A sponsor shall select as instructors only individuals who can demonstrate mastery of the material being taught and who possess 1 of the following qualifications:

(a) Experience as a faculty member of an institution of higher education that is authorized to grant degrees.

(b) A state licensed, certified residential, or certified general appraiser with 3 years of appraisal experience.

(c) Other experience acceptable to the sponsor for courses other than precursure courses.

Annual Administrative Code Supplement
2007 Edition

(4) Instructors of the USPAP shall have complied with the AQB instructor certification program as required by the real property appraiser qualification criteria.

R 339.23311 Courses not acceptable for prelicensure or continuing education.

Rule 311. The department shall not approve a prelicensure or continuing education course, nor shall it grant credit to a licensee for the USPAP course for any of the following:

- (a) Courses that do not provide student access to an instructor during the course.
- (b) Courses that deal with employment-related topics such as explanations of rights, benefits, and responsibilities; organizational structure; and on-the-job methods, processes, or procedures.
- (c) Membership in or service in an office, or on a committee of a professional, occupational, trade, or industry society or organization.
- (d) Conferences, delegate assemblies, or similar meetings of professional organizations for policy-making purposes.
- (e) Meetings and conventions of societies and associations; however, educational activities which are provided independently by an approved course sponsor and which are held concurrently with such meetings may be given credit.
- (f) Attendance at lecture series, cultural performances, entertainment, or recreational meetings or activities or participation in travel groups, unless these activities are an integral part of a course that is approved pursuant to these rules.
- (g) On-the-job training, apprenticeships, and other work experiences.
- (h) Courses in sales promotion, motivation, marketing, psychology, time management, or mechanical office or business skills, including typing, speed-reading, or the use of office machines or equipment other than calculators or computers.

History: 1996 MR 6, Eff. June 26, 1996; 2002 MR 9, Eff. May 21, 2002; 2004 MR 24, Eff. Dec. 24, 2004; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23313

Source: 1996 AACCS.

R 339.23315 Denial, suspension, or rescission of approval to offer courses; violation of code or rules.

Rule 315. A real estate sponsor or instructor may be subject to the penalties of section 602 of the code, including disciplinary action against a course approval, for any of the following reasons:

- (a) Failure to comply with the provisions of the code or these rules.
- (b) Having a high rate of failure on a licensing examination as a result of a lack of competent instruction.
- (c) Making a substantial misrepresentation regarding an appraisal education sponsor or course of study.
- (d) Making a false promise of a character likely to influence, persuade, or induce regarding an appraiser education sponsor or course of study.
- (e) Pursuing a continued and flagrant course of misrepresentation or the making of false promises through agents, salespersons, advertising or otherwise.

History: 1996 MR 6, Eff. June 26, 1996; 2007 MR 18, Eff. Jan. 1, 2008.

PRELICENSURE EDUCATION

R 339.23316 Prelicensure Education

Rule 316. Prelicensure education courses may be used to obtain credit for both prelicensure education and continuing education. However, the prelicensure exam shall not be used toward continuing education approved hours.

History: 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23317 Prelicensure education; application for course approval; forms; requirements; unacceptable courses.

Rule 317. (1) An application for approval of a prelicensure real estate appraiser education course shall be made on forms provided by the department. The department shall accept or reject the application.

- (2) The application shall include all of the following information:
 - (a) The course title.
 - (b) The number of classroom hours to be given for completion of the course.
 - (c) The name, business address, and telephone number of the sponsor.
 - (d) The name, business address, and telephone number of the course coordinator.
 - (e) The name, license number, and qualifications of instructors.
 - (f) A detailed outline of the subject matter to be covered and the number of classroom hours to be devoted to each topic, as it will appear in the student syllabus.
 - (g) A summary of the required topics for prelicensure that are covered in the course completed on the subject matter matrix

Annual Administrative Code Supplement
2007 Edition

provided by the department.

(h) The methodology for verifying and monitoring attendance, including the class makeup policy. A sponsor shall have a written makeup policy for students who are absent from all or a part of regularly scheduled class sessions. If there are no opportunities to make up missed sessions, that policy shall be so stated.

(i) The standards a student must meet to complete the course, including assignments, projects, examinations, and the passing score on the examination that is required to be given at the completion of the course for a student to demonstrate mastery of the material covered.

(j) Proof that the sponsor is an entity that may offer prelicensure real estate appraisal education courses in accordance with the provisions of section 2617(2) of the act.

History: 1996 MR 6, Eff. June 26, 1996; 2002 MR 9, Eff. May 21, 2002; 2006 MR 11, Eff. June 2, 2006; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23319 Prelicensure education; student records; permanent record; course completion certificate.

Rule 319. (1) A course sponsor shall establish and permanently maintain a record for each student. The record shall contain all of the following information:

- (a) The student's name and address.
- (b) The student's date of birth.
- (c) The number of classroom hours attended.
- (d) The title of the course and the department's course completion number.
- (e) The date of course completion.
- (f) The student's grade.
- (g) The student's real estate appraiser license number, if applicable.

(2) A course sponsor shall issue a certificate of completion to a student or licensee who completes the entire course and receives a passing grade in a prelicensure education course. The certificate shall include all of the following information:

- (a) The name of the student.
- (b) The name of the sponsor.
- (c) The name of the course attended.
- (d) The number of classroom hours completed by the student.
- (e) The date of course completion.
- (f) The signature of the course coordinator or instructor.
- (g) The sponsor number assigned by the department.
- (h) The course approval number assigned by the department.

(3) Within 15 business days after the conclusion of a course, a sponsor shall certify to the department the names of students who complete an approved course in a manner approved by the department.

History: 1996 MR 6, Eff. June 26, 1996; 2002 MR 9, Eff. May 21, 2002; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23320 Prelicensure requirements for uniform standards of professional appraisal practice (USPAP).

Rule 320. (1) Applicants for licensure shall successfully complete the 15-hour national USPAP course required by the appraiser qualification board (AQB). Equivalency shall be determined through the AQB course approval program or by an alternate method established by the AQB.

(2) USPAP qualifying education credit shall only be awarded when the class is instructed by both of the following:

- (a) An AQB certified instructor or instructors.
- (b) At least 1 certified residential appraiser or certified general appraiser.

History: 2006 MR 11, Eff. June 2, 2006.

PART 3B. CONTINUING EDUCATION

R 339.23321 Continuing education; application for course approval; forms; requirements.

Rule 321. (1) An application for approval of a continuing education course shall be made on forms provided by the department. The department shall accept or reject the application.

(2) The application shall include, but not be limited to, all of the following information:

- (a) The course title.
- (b) The number of classroom hours to be given for completion of the course.
- (c) The name, business address, and telephone number of the sponsor.
- (d) The name, business address, and telephone number of the course coordinator.
- (e) The name, license number, and qualifications of instructors.

Annual Administrative Code Supplement
2007 Edition

(f) A detailed outline of the subject matter to be covered and the number of classroom hours to be devoted to each topic, as it will appear in the student syllabus.

(g) The methodology for verifying and monitoring attendance. A student shall attend the entire course in order to obtain credit for the course. Credit for a distance learning course requires completion of the entire course. A licensee shall not receive credit for attending the same course more than 1 time during the same license renewal cycle.

(h) The standards a student must meet to complete the course, including assignments, projects, or examinations. The sponsor at its discretion may give course examinations, but examinations are not required by the act or these rules for continuing education courses.

(i) Proof that the sponsor is an entity that may offer continuing education courses in accordance with the provisions of section 2617(2) of the act.

(j) Information to demonstrate that the course meets the requirements of the AQB criteria and is designed to improve and maintain the capability of a licensee to perform activities regulated by the act.

History: 1996 MR 6, Eff. June 26, 1996; 2002 MR 9, Eff. May 21, 2002; 2006 MR 11, Eff. June 2, 2006; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23323

Source: 2002 AACCS.

R 339.23325

Source: 1996 AACCS.

R 339.23326 Continuing education requirements for licensees.

Rule 326. (1) Appraisers shall successfully complete the 7-hour national USPAP update course, or its equivalent, at least every 2 years. Equivalency shall be determined through the AQB course approval program or by an alternate method established by the AQB.

(2) USPAP qualifying education credit shall only be awarded when the class is instructed by both of the following:

(a) An AQB certified instructor or instructors.

(b) At least 1 certified residential appraiser or certified general appraiser.

(3) Every 4 years, appraisers shall successfully complete at least 2 hours of continuing education devoted to Michigan appraiser license law and rules.

History: 2002 MR 9, Eff. May 21, 2002; 2006 MR 11, Eff. June 2, 2006; 2007 MR 18, Eff. Jan. 1, 2008.

R 339.23327

Source: 1996 AACCS.